

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

202

CRM-M-8761-2020

Date of Decision:07.04.2021

Rajan Singh @ Raju

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. O.P. Kamboj, Advocate,
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

Prayer in the present petition filed under Section 439 Cr.PC. is for grant of regular bail to the petitioner in case FIR No.79 dated 07.07.2019, registered at Police Station City Jalalabad, District Fazilka, under Section 22 NDPS Act, 1985.

Learned counsel for the petitioner contends that 500 tablets of Tramadol had allegedly been recovered from the petitioner; that the petitioner has been in custody since 07.07.2019 and that there is no other case registered or pending against him.

On the other hand, learned State counsel while opposing the prayer made in the present petition, submits that the recovery effected from the petitioner comes to be 486.355 gm, which falls under the commercial quantity. It is also stated that charges have been framed and out of 11 prosecution witnesses, none has been examined.

I have heard the learned counsel for the parties.

Charges have been framed. Trial of the case is in the offing, which

may take a long time. Out of 11 prosecution witnesses, none has been examined so far. The petitioner has been in custody since 07.07.2019. There is no other case registered or pending against him. Therefore, no useful purpose would be served by keeping the petitioner behind the bar.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate._

07.04.2021

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*