

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

CRM-M-13271-2021

Date of Decision: 8th November, 2021

Balwinder Singh @ Billu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Tanvir Singh Grewal, Advocate for the petitioner.

Mr. Amit Mehta, Senior Deputy Advocate General, Punjab.

AVNEESH JHINGAN , J.(Oral)

1. This second petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No.72, dated 26.06.2020, under Section 22 of the NDPS Act, 1985 registered at Police Station Khanauri, District Sangrur, Punjab.

2. Learned counsel for the petitioner submits that Additional Sessions Judge, Sangrur while deciding the application for regular bail has not correctly recorded the quantity recovered.

3. Learned State counsel is not in a position to dispute the said fact.

4. Considering that there is a factual error which may affect the contention raised by the learned counsel for the petitioner, the impugned order is set aside.

5. Matter is remanded back to Additional Sessions Judge, Sangrur to decide afresh.

6. Disposed of.

**(AVNEESH JHINGAN)
JUDGE**

8th November, 2021

Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No