

**CRM-M-16508-2021**

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

**CRM-M-16508-2021**

**Date of decision: 22.07.2021**

Baljeet Singh

...Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present:- Mr. Yashpal Thakur, Advocate,  
for the petitioner.

Mr. Balbir Singh Sewak, Addl. A. G. Punjab.

**HARNARESH SINGH GILL, J. (ORAL)**

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.171 dated 09.10.2020, registered at Police Station Khamano, Tehsil Khamano, District Fatehgarh Sahib, under Section 22 NDPS Act.

Learned counsel for the petitioner contends that 09 injections of Leegesic of 2 ml each containing Buprenorphine, and 09 vials of Avil had allegedly been recovered from the petitioner; that the injections of Avil does not fall within the scope of the NDPS Act and that the aforesaid alleged injections of Buprenorphine fall within the non-commercial quantity. The petitioner has been in custody since 09.10.2020 and that there is no other case pending or registered against him.

On the other hand, learned State counsel, while opposing the

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submissions made by the learned counsel for the petitioner, submits that the recovery effected from the petitioner and the co-accused falls within the ambit of commercial quantity. However, he does not dispute the custody period of the period.

I have heard the learned counsel for the parties.

Although challan stands presented, yet the charges are to be framed. There is no other case pending or registered against the petitioner. The petitioner has been in custody since 09.10.2020. Trial is unlikely to conclude any time soon, especially due to Covid-19. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

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.

**22.07.2021**

parveen kumar

**(HARNARESH SINGH GILL)**  
**JUDGE**

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No