

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No.M-19385 of 2021(O&M)

Date of Decision: November 09, 2021

Manpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr.Ashish Aggarwal, Sr.Advocate assisted by
Mr.Vaibhav Mittal, Advocate for the petitioner.

Mr.Deepali Puri, Addl.AG, Punjab.

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HARINDER SINGH SIDHU, J.

The petitioner has filed this petition under Section 439 Cr.P.C for grant of regular bail in case FIR No.21 dated 22.03.2019 under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Police Station Sadar Kurali, District SAS Nagar Mohali.

As per the prosecution case, on 22.03.2019 the petitioner was intercepted by the Police patrolling party and 30 injections of Buprenorphine (2ml each) were found from the bag he was carrying.

Ld. counsel for the petitioner states that the petitioner has been in custody for the last more than 2 Years 7 Months. He is not involved in any other case under the NDPS Act. He has relied upon the judgments of the Coordinate Benches of this Court in the case of **Dalwinder Singh versus State of Punjab (CRM-M-10753-2019)** decided on 03.05.2019 whereby the petitioner therein, who was in possession of 15 injections of Buprenorphine containing 2 ml each, was granted regular bail after having put in about a year in custody; in the case of **Kamaljeet Singh @ Kamal**

versus State of Punjab (CRM-M-4538-2019) decided on 13.03.2019, whereby the petitioner therein, who was in possession of 12 injections of Buprenorphine containing 2 ml each, was granted regular bail after having put in about nine months in custody and in the case of **Kuldeep Singh versus Union Territory, Chandigarh (CRM-M-1400-2018)** decided on 19.01.2018 whereby the petitioner therein, who was in possession of 12 injections of Buprenorphine containing 2 ml each, was granted regular bail after having put in about three months in custody. He further stated that in **Sukhwinder Kumar vs. State of Punjab (CRM-M-14155-2020)** decided on 19.06.2020, wherein, allegedly 85 injections of Avil and 85 injections of Buprenorphine each containing 2 ml. were recovered from the petitioner therein, was granted bail after a custody of 01 year, 04 months and 17 days.

Learned State counsel has placed on record the custody certificate, according to which the petitioner has been custody for the last 2 Years 7 Months and 10 days.

In view of the above, without expressing any opinion on the merits of the case, this petition is allowed. The petitioner is directed to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned.

November 09, 2021

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(HARINDER SINGH SIDHU)
JUDGE

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No