

**220 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-25227-2021

DATE OF DECISION: 22nd JULY, 2021

GURPREET SINGH @ SONU & ANOTHER

PETITIONERS

VERSUS

STATE OF PUNJAB.

RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Munish Gulati, Advocate for the petitioners.

Ms. Monika Jalota, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

[1] The matter is taken up for hearing through video conference due to COVID-19 situation.

[2] This is a petition under Section 439 of Cr.P.C. seeking regular bail to Gurpreet Singh @ Sonu and Kuldeep Singh @ Goldy (petitioners) in FIR No. 52, dated 17th March, 2021, under Section 21/25 Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City-1 Abohar, District Fazilka.

[3] As per FIR, on 17th March, 2021, a car bearing registration No. PB-10-BJ-1535 was checked and the petitioners were the occupants of the car. Ten gram of Heroin was recovered from the glove box of the car.

[4] Learned counsel for the petitioners submits that recovery from the petitioners is of non-commercial quantity and the petitioners are in custody since 17th March, 2021. He further submits that investigation is complete and no recovery is to be made.

[5] Ms. Monika Jalota, Deputy Advocate General, Punjab, opposes the prayer for regular bail. She, on instructions from ASI Bahadur Singh submits that Gurpreet Singh @ Sonu is involved in two more NDPS cases and Kuldeep Singh @ Goldy is involved in three more NDPS cases.

[6] The petitioners are in custody since 17th March, 2021. The investigation is complete. No recovery is to be made. Recovery is of non-commercial that too from the glove box of the car. Challan stands presented and conclusion of trial is likely to take time. No useful purpose would be served by keeping the petitioner behind the bars. The petitioners are granted bail. The bail would be subject to furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

[7] The petition is allowed.

[8] It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

22nd JULY, 2021.

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1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No