

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.25845 of 2021
Date of Decision: July 13, 2021

Usha Rani

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Manu Loona, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Sr.DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail, pending trial in case FIR No.35 dated 24.04.2021, under Section 22(c) of N.D.P.S.Act, 1985, registered at Police Station, Khuikhera, District Fazilka. The petitioner is in custody since her arrest on 24.04.2021.

As per the FIR, on 24.04.2021 the police party was present in the area of village Ghallu, Khippanwali and when they reached near Azinawala, they saw a lady coming from the side of village pond, who was holding a black polythene bag in her right hand, who on seeing the police party got perplexed and after throwing the polythene bag, tried to flee from the spot. She was apprehended on suspicion and upon checking of polythene bag, 1680 tablets of Tramadol Hydrochloride were recovered.

Learned counsel for the petitioner has argued that the petitioner is not involved in any other case of similar nature, but as trial is likely to

consume considerable time, therefore, her further custody may not be necessary.

On the other hand, the prayer is opposed by the learned State counsel, assisted by ASI Kulwant Singh on the ground that the recovered contraband falls within the ambit of commercial quantity and as the case has been registered recently, wherein the investigation is in progress, the petitioner is not entitled to bail at this stage.

After hearing the learned counsel for the parties, considering the above background and the fact that the investigation in the above FIR is going on, no case is made out for release of the petitioner on regular bail, at this stage.

Dismissed.

July 13, 2021
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No