

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

CRM-M-29621 of 2021

Date of Decision: 14.09.2021

Pooja Kaur

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. K. S. Sidhu, Advocate for the petitioner.
Ms. Monika Jalota, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

Due to COVID-19 situation, the Court is convened through video conference.

This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 88 dated 27.5.2021, under Section 22(B) of the NDPS Act, 1985 registered at Police Station Kot Bhai, District Sri Muktsar Sahib.

As per the FIR, on 27.5.2021 acting on a secret information, the police apprehended Pooja Kaur (petitioner). She was carrying a polythene bag which she threw away on seeing the police party. There was recovery of 850 tablets of Alprazolam weighing 105.32 grams.

Learned counsel for the petitioner submits that it is a case of false implication, the recovery is marginally higher than the commercial quantity, the petitioner is in custody since 27.5.2021 and investigation is complete. He further submits that there are certain allegations made in the petition which he is not pressing for grant of bail.

Learned counsel for the State opposes the prayer for grant of regular bail. She submits that the recovery is of commercial quantity.

The petitioner is lady, she is not involved in any other case, she is in custody since 27.5.2021, investigation is complete, no recovery is to be made and the conclusion of trial is likely to take time. The recovery is marginally higher than the commercial quantity. The petitioner is granted

bail subject to her furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

[AVNEESH JHINGAN]
JUDGE

14th September, 2021

mk	1. Whether speaking/ reasoned	:	Yes
	2. Whether reportable	:	Yes