

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.28781 of 2021

Date of Decision: August 02, 2021

Salim

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Piyush Sharma, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Sr.DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail, pending trial in case FIR No.188 dated 07.09.2018, under Section 22 N.D.P.S.Act, 1985, registered at Police Station, City Ferozepur, District Ferozepur, who is in custody since his arrest on 07.09.2018.

As per the FIR, on 07.09.2018, 1100 tablets of Alprazolam were recovered from the accused persons.

Learned counsel for the petitioner has argued that the petitioner is in custody for a long time and the trial has not progressed as after framing of charges on 10.03.2021, only one prosecution witness has been examined. He prays for bail.

On the other hand, the prayer is opposed by the learned State counsel, assisted by ASI Roop Singh, on the ground that the previous

application filed by the petitioner was dismissed recently on 22.02.2021 and the recovered contraband falls within the ambit of commercial quantity. He has further produced the custody certificate of the petitioner, which indicates that he is involved in three other cases of similar nature.

Learned counsel for the petitioner has not disputed the above fact and submitted that in two of the cases, as the quantity recovered from petitioner was less, therefore, he was released on bail.

Considering the above background, nature of the offence and the quantity recovered from the petitioner, no case is made out for grant of regular bail at this stage.

Dismissed.

August 02, 2021
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No