

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

**Sr. No.211**

**CRM-M-29794-2020**

**Date of decision: 25.03.2021**

Tilak Raj

....Petitioner

Versus

State of Punjab

....Respondent

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL**

**Present:** Mr. Amit Arora, Advocate  
for the petitioner.

Mr. H.S. Multani, AAG, Punjab.

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**DEEPAK SIBAL, J. (Oral)**

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.256 dated 08.07.2020 registered under Section 22 of Narcotic and Psychotropic Substances Act, 1985 at Police Station Goindwal Sahib, District Tarn Taran.

The petitioner is being prosecuted for having been found in illegal possession of 301 grams of Alprazolam.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case; the petitioner has been in custody since 08.07.2020; there is no other criminal case in which the petitioner is involved; report under Section 173 Cr.P.C. has already been filed and therefore, neither the petitioner is needed for investigation purposes nor is he in a position to influence the investigation; no further recovery is required to be made from the petitioner and that the petitioner's trial which is yet to begin is likely to take a long time to conclude.

Learned State counsel opposes the grant of bail to the petitioner on the ground that the petitioner was found in illegal possession of 301 grams of Alprazolam and that if he is released on bail he may indulge in similar offences.

The petitioner has been in custody since 08.07.2020; report under Section 173 Cr.P.C. has already been filed and therefore, neither the petitioner is needed for investigation purposes nor is he in a position to influence the investigation; no further recovery is required to be made from the petitioner and that the petitioner's trial which is yet to begin is likely to take a long time to conclude especially in the present circumstances when the world is facing the Covid-19 pandemic.

Keeping in view the totality of the above facts, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Tarn Taran, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

**March 25, 2021**  
*Jyoti 1*

**(DEEPAK SIBAL)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes/No  
Yes/No