

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

**CRM-M-36395-2021
Date of Decision: 14.10.2021**

AMRITPAL SINGH ALIAS PALA Petitioner
Versus
STATE OF PUNJAB Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Dhruvwinder Brar, Advocate for the petitioner.r.

Mr. B. S. Sewak, Addl. AG, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition for regular bail under Section 439 Cr.P.C. on behalf of the petitioner, in case FIR No.31 dated 28.02.2020, under Sections 22, 61 and 85 of the NDPS Act, 1985, registered at Police Station Goraya, District-Jalandhar.

[2]. The petitioner has remained in detention for 01 year, 07 months, and 14 days since 29.02.2020. From the Custody Certificate filed on behalf of the State, it transpires that there is no record of his involvement in any other case under the NDPS Act. The contraband allegedly recovered from him was 29 injections of Buprenorphine and 29 injections of Pheniramine.

[3] Learned counsel for the petitioner has relied upon the decision of the Division Bench of this Court in case of Saleem Mohd Vs. State of Punjab reported as 2015 (25) RCR (Criminal) 816, in which the reliance had been placed upon Rule 66 of the NDPS Rules, 1985. He contends that even without any medical prescription 100 doses of such like would be retained by him and the concerned petitioner in the said case was granted regular bail.

[4] Case of the petitioner would appear to be completely covered by the ratio of the aforesaid decision.

[5] In the circumstances, considering the long detention already undergone by the petitioner, he is ordered to be released on bail, subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[6]. Disposed off.

14.10.2021

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**(SUDIP AHLUWALIA)
JUDGE**

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