

CRM-M-36310-2020

Date of Decision:27.01.2021

Anrej Singh

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Munish Kumar, Advocate,
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Case heard by video conference.

By this petition, the petitioner seeks the concession of 'regular bail' under the provisions of Section 439 Cr.P.C., upon FIR No.19, dated 24.02.2020, having been registered at Police Station Sarai Amant Khan, District Tarn Taran, alleging therein the commission of an offence punishable under Section 22 of the Narcotics and Psychotropic Substances Act, 1985.

Learned counsel for the petitioner submits that other than the fact that the petitioner has been in custody for the past 11 months, in fact a perusal of the FIR would show that at the time when the alleged recovery was made from him by a police party, not even an offer was given to him and his companion for calling a gazetted officer for their personal search, with in fact 800 tablets containing an intoxicant in them (as per the investigating agency), shown to have been recovered from the pocket of the petitioner.

Upon query to learned State counsel naturally the factual position could not be denied by him though he submits that it being commercial quantity recovered from the petitioner and his co-accused,

therefore they do not deserve to be admitted to bail.

However, on further query to him, he does not deny that as per his instructions there is no other criminal case registered against the petitioner.

That being so, without making any comment on the actual merits of the case, the petition is allowed and the petitioner is ordered to be admitted to bail, upon him furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

January 27, 2021

dharamvi/

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO