

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

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CRM-M-40276-2020.

Date of Decision: 04.01.2021.

Satnam Singh @ Bhola

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Surinder Garg, Advocate for petitioner.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Satnam Singh @ Bhola** in case FIR No.353 dated 18.10.2020 under Section 15 of NDPS Act, registered at Police Station Lambi, District Sri Muktsar Sahib.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further submits that allegedly the petitioner was apprehended while driving motorcycle and on checking the said vehicle, 2 Kgs of poppy husk was recovered which falls under non-commercial quantity. He further submits that petitioner is in custody since 18.10.2020 and he is no more required by the Police for any investigation purpose. He further submits that presentation of challan and trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 18.10.2020; that petitioner is no more required by the Investigating Agency for investigation purpose; that presentation of challan and trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Satnam Singh @ Bhola** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Sri Muktsar Sahib, as the case may be.

(LALIT BATRA)
JUDGE

04.01.2021

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No