

**CRM-M-45008-2021**

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

**CRM-M-45008-2021**

**Date of decision: 02.11.2021**

Kuljit Kaur

...Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present:- Mr. L.S.Lakhanpal, Advocate,  
for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab.

**HARNARESH SINGH GILL, J. (ORAL)**

Through this petition, the petitioner seeks regular bail in case bearing FIR No.197 dated 05.11.2019, registered at Police Station City Hoshiarpur, District Hoshiarpur, under Section 22 NDPS Act, 1985.

Learned counsel for the petitioner contends that the petitioner has been indicted on a disclosure statement of Gurwinder Singh, husband of the petitioner; that though the recovery of 2300 intoxicant capsules effected from the petitioner, falls under the commercial quantity, yet the fact remains that the petitioner has been in custody since 05.11.2019 and the prosecution witnesses are yet to be examined. In such circumstances, conclusion of the trial would take a long time. Moreover, the petitioner is not involved in any other case, much less of a similar nature. It is also submitted that co-accused Manpreet Singh from whom the recovery had been effected, stands enlarged on regular bail, vide order dated 01.10.2021 passed in CRM-M-15255-2021.

On the other hand, learned State counsel while opposing the

**CRM-M-45008-2021**

submissions made by the learned counsel for the petitioner, submits that the petitioner alongwith her husband was involved in the present case and the recovery effected form the petitioner falls under the commercial quantity. He also submits that the prosecution witnesses are yet to be examined.

I have heard the learned counsel for the parties.

Challan stands presented. The petitioner has been in custody since 05.11.2019. The prosecution witnesses are yet to be examined. Trial is unlikely to conclude any time soon. The petitioner is not involved in any other case, at least of a similar nature. Therefore, no useful purpose would be served by keeping the petitioner behind the bars. Moreover, as noticed above, co-accused Manpreet Singh stands enlarged on regular bail.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

**02.11.2021**  
parveen kumar

**(HARNARESH SINGH GILL)**  
**JUDGE**

Whether reasoned/speaking?  
Whether reportable?

Yes/No  
Yes/No