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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-50520-2021
Date of Decision: 09.12.2021

AMIR KHAN ALIAS AMIN KHAN

..... Petitioner

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Prateek Pandit, Advocate,
for the petitioner.

Mr. R.S. Khaira, AAG, Punjab. 2

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.32 dated 17.02.2021, under Section 18 of the NDPS, registered at Police Station Division No.8, District Jalandhar.

[2]. The recovery effected from the petitioner was of 1 kg of *Opium*, which is non commercial. There is no record of his involvement in any other case under the NDPS, Act. From his custody certificate, it transpires that he is already remained in detention in the present case for more than 09 months and 16 days.

[3]. The co-accused Vijay Mahto has already been granted concession of regular bail by this Court in CRM-M-19940-2021 on 26.07.2021.

[4]. As such, further detention of the petitioner for an indefinite period is not justified.

[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.

09.12.2021

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**(SUDIP AHLUWALIA)
JUDGE**

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