

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-18688-2020
& CRM-18691-2020 in
CRM-M-41748-2019 (O & M)
Date of decision: 14.01.2021

Rashpal Singh @ Pala

.... Petitioner

V/s

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Kunal Vinayak, Advocate, for the petitioner.

Mr. H.S. Grewal, Addl.A.G., Punjab.

Rajan Gupta, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. seeking regular bail to the petitioner in a case registered against him vide FIR No.04 dated 14.08.2013 under Sections 21/25/29/61/85 of NDPS Act read with Sections 307/411/420/467/468/471 IPC at Police Station SSOC, District Amritsar.

Learned counsel for the petitioner has inter alia contended that the recovery effected from the petitioner is 50 grams of heroin which is non-commercial in nature. According to him, petitioner has been in custody for about 07 years and 05 months. Trial has not concluded.

Mr. Grewal, learned State counsel has opposed the prayer for bail on the ground that the petitioner is involved in other cases. However, he does not dispute the fact that the quantity of contraband recovered from

the petitioner is non-commercial in nature.

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Keeping in view the aforesaid facts and the long incarceration of the petitioner, this court deems it fit to release the petitioner on bail. Thus, without expressing any opinion on the merits of the case, this petition is allowed. Petitioner is directed to be enlarged on bail subject to heavy surety to be furnished to the satisfaction of the trial court/Duty Magistrate, Amritsar.

January 14, 2021
sukhpreet

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No