

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

219

CRM-M-53376-2019

Date of Decision: 24.08.2021

Jasvir Singh @ Jyoti ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. N.S.Sodhi, Advocate, for the petitioner.

Mr. H.S.Multani, AAG, Punjab,
assisted by ASI Gurdev Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.180 dated 25.09.2019 at Police Station Guruharsahai District Ferozepur, under Section 22 of the NDPS Act.
2. As per the case of the prosecution, the petitioner was apprehended by the police pursuant to receipt of a secret information and was found in possession of 100 grams of intoxicant powder.
3. Vide order dated 17.02.2020, the petitioner was released on interim bail as report of the FSL was still awaited.
4. Learned State counsel has informed that report of the FSL has been received and as per which the recovered intoxicant powder was found to be 'Tramadol Hydrochloride'. Learned State counsel has fairly submitted that the recovered quantity of the contraband

would fall within the category of 'non commercial' category. It has also been informed that the petitioner has earlier remained behind bars for a period of 4 ½ months and that he is not involved in any other case and while on bail, he did not misuse the concession of interim bail.

5. Having regard to the aforestated position wherein the recovered contraband is stated to be falling within 'non commercial' quantity and that the petitioner is stated to have a clean record, the petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

24.08.2021

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**(GURVINDER SINGH GILL)
JUDGE**Whether speaking/reasoned: **Yes/No**Whether reportable: **Yes/No**