

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-471-2022

Date of decision : 28.7.2022

Manpreet Singh @ Manna

... Petitioner

VERSUS

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Ms. Gagandeep Kaur, Advocate,
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.250 dated 29.10.2021 registered under Sections 20 of NDPS Act and Section 52-A of Prisons Act at Police Station Kotwali, Nabha, District Patiala.

Counsel for the petitioner submitted that the petitioner has joined the investigation with the police in compliance of order dated 10.1.2022 passed by this Court.

FIR in the present case was registered alleging that 5 grams of charas which was to be supplied to Vikas Kumar who was lodged in Maximum Security Jail, Nabha, was recovered by the jail authorities during the checking. During the investigation, it was found that said charas was delivered by the present petitioner. The aforesaid contraband comes within non-commercial quantity as per provisions of NDPS Act.

been refuted the fact that the petitioner has joined the investigation and further states that the petitioner is not required for any further investigation or custodial interrogation.

No contraband or any incriminating article has been recovered from the possession of the petitioner. Further as the present case is relating to non-commercial quantity of contraband, rigors of Section 37(1)(b) of NDPS Act are not applicable to the case in hand.

In view of the above, the present petition is allowed and order of interim bail dated 10.1.2022 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

July 28, 2022
Paritosh Kumar

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