

209.

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

CRM-M-5065-2022

Date of Decision: 11.02.2022

(Heard through VC)

SANJEEV SHARMA

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Kunwar Rajan, Advocate,
for the petitioner.

Mr. A.S.Gill, Senior DAG, Punjab.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner, pending trial, in case FIR No.182,
dated 05.10.2021, registered under Section 22 of the NDPS Act, at Police
Station Kotwali, Bathinda.

Counsel for the petitioner herein would inter alia contend that
the petitioner has been falsely implicated under the said FIR as the FIR itself
would reveal that it is the pillion rider who was carrying strips of intoxicating
tablets in a transparent polyethylene bag. Challan in the case has been
presented. Petitioner is in custody since 05.10.2021 and the trial in the case
will take time to conclude.

On the other hand, learned State counsel opposes the grant of regular bail to the petitioner referring to seriousness of the allegations, however, is not in a position to dispute the fact that challan stands presented.

I have heard learned counsel for the parties and keeping in view the fact that since the matter stands investigated and challan stands presented, his further custody would no longer be required. Petitioner is in custody since 05.10.2021 and the trial in the case will take some time to conclude.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

(JAISHREE THAKUR)
JUDGE

11.02.2022

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No