

223 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-6069-2022

Decided on: 17th February, 2022

Parabhdeep Singh

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Parminder Singh, Advocate for the petitioner.
Ms. Geeta Sharma, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

1. Due to COVID-19 situation, the Court is convened through video conference.
2. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 435, dated 14th December, 2021, under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985, (for short 'the Act') registered at Police Station Safidon, District Jind.
3. On 14th December, 2021, on a secret information police party apprehended Parabhdeep Singh(petitioner), his accomplice manage to escape. Two kilogram and two hundred thirty five grams of opium was recovered from the petitioner.
4. Learned counsel for the petitioner submits that recovery is of non-commercial quantity, the recovered opium was of the co-accused. The contention is that petitioner is in custody since 14th December, 2021 and investigation is complete.
5. Learned State counsel opposes the prayer for grant of bail and

submits that recovery was made from the petitioner. She further submits that petitioner is involved in another case under the provisions of IPC.

6. Without commenting upon the merits of the case, considering that recovery was non commercial quantity, petitioner is not involved in any other case under the Act, no further recovery is to be made from the petitioner, investigation is complete but conclusion of the trial is likely to take time, petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petition is allowed.

8. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

17th February, 2022

Parveen Sharma

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