

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

CRM-M-11422-2022

Date of decision : 24.08.2022

Jaspal Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rajiv Kapila, Advocate
for the petitioner.

Mr. Kunal Muthreja, AAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 439 Cr.P.C for grant of regular bail in case FIR No.06 dated 21.01.2021 under Section 21-C Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Khalra, District Tarn Taran, who is in custody since his arrest on 21.01.2021.

As per the prosecution case, 500 grams heroin was recovered from the conscious possession of the petitioner at the time of patrolling.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case, and after framing of charges on 09.12.2021, no prosecution witnesses has been examined so far, out of total 14 witnesses. He prays for bail.

While opposing the prayer, learned State counsel who is assisted by ASI Dawinder Singh, submits that the quantity recovered from the petitioner falls within the ambit of commercial quantity and he was

arrested on the spot, therefore, the petitioner does not deserve the concession of regular bail. He has produced the custody certificate filed by way of affidavit of Surinder Singh, Superintendent of Central Jail, Amritsar to contend that petitioner is involved in one more case of similar nature. He on instructions further states that the case is now fixed for 03.09.2022 before the trial Court for recording prosecution evidence.

After hearing learned counsel for the parties and considering above background as well as the nature and quantity of the contraband, this Court is not inclined to extend the concession of regular bail to the petitioner.

Resultantly, petition fails and is dismissed.

24.08.2022

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Whether speaking/reasoned :
Whether Reportable :

(MANOJ BAJAJ)
JUDGE

Yes	No
Yes	No