

In virtual Court

CRM-M-12660-2021

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-12660-2021 (O&M)
Date of decision: 09.02.2022

Mohit Jindal

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Monty Goyal, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.254 dated 14.12.2019 under Sections 22 & 29 of NDPS Act, registered at Police Station City Malout, District Sri Muktsar Sahib.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of ASI Balwinder Singh, while on patrol duty, a white coloured car was stopped. The person driving the car disclosed his name as Mohit Jindal (petitioner) and the person sitting on co-driver seat told her name as Ritu Bala wife of Mohit Jindal. On suspicion, notice under Section 50 of NDPS Act was given and in presence of a Gazetted Officer, recovery of

In virtual Court

CRM-M-12660-2021

-2-

1000 tablets of Tramadol Hydrochloride was effected. It is further submitted that the petitioner is a well educated person, who is possessing a licence under the Drugs and Cosmetics Act, 1940 and it will be a matter of trial whether the recovery effected from him, in fact, was in violation of the drug licence or not. It is also submitted that the petitioner is first offender; he is in custody for the last 02 years, 01 month and 26 days; out of total 20 prosecution witnesses, only 02 PWs have been examined and the trial is delayed due to COVID-19 situation.

Learned State counsel, on the basis of custody certificate dated 08.02.2022 filed in the Court today, has not disputed the factual position.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

09.02.2022
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No