

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

217

CRM-M-19693 of 2021 (O&M)

DECIDED ON:28th July, 2022

Darshan Singh

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Ruhani Chadha, Advocate for petitioner.
Mr. Amit Mehta, Sr. DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No.32 dated 2.3.2021, under Section 18(b) (Section 29 added lateron) of the Narcotic Drugs and Psychotropic Substances Act, 1985, (for short 'the Act') registered at Police Station Shahkot District Jalandhar.

As per the case set up on 2.3.2021, police apprehended Snajeer Mia and Darshan Singh (petitioner). Two kilograms *opium* was recovered from the conscious possession of the petitioner and five kilograms *opium* from the bag carried by Snajeer Mia.

Learned counsel for the petitioner submits that the petitioner is in custody for more than a year. Recovery from him is of non-commercial quantity and he is not involved in any other case.

Learned state counsel has filed custody certificate. As per custody certificate, the petitioner is in custody for one year and four months, he is not involved in any other case under the Act.

Without commenting upon the merits of the case, considering the nature and quantity of recovery made from the petitioner, he is not involved in any other case, though investigation is complete conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the

satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

Since the main case has been decided, the pending application, if any is rendered infructuous.

28th July, 2022

reema

(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>