

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

**CRM-M-20936 of 2022
Date of Decision:- 19.05.2022**

Karan Singh @ Karan @ Keera

....Petitioner

Vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Malkiat Singh Hundal,
Advocates for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

KARAMJIT SINGH, J.

Prayer is for grant for regular bail to the petitioner in case having FIR No.63 dated 22.03.2022 registered under Sections 399, 402, 148, 149 IPC and 21-61-85 of NDPS Act, Police Station Jandiala, Amritsar (Rural).

As per the allegations appearing in the FIR, the police on 22.03.2022 has received a secret information against the present petitioner and his companions that they deal in smuggling of narcotics and on that day all of them armed with deadly weapons were present in the area of canal bridge Maliyan and were preparing

to commit robbery etc. On the basis of aforesaid information, the police raided the disclosed place and all the accused including the petitioner were arrested. On personal search of the petitioner five gram of heroin was recovered along with one datar. In the same manner five gram each of heroin was recovered from the companions of the present petitioner who were apprehended at the spot.

I have heard the counsel for the parties.

The strict provisions of Section 37(1)(b) of NDPS Act are not applicable to the present case as only 5 grams of heroin was recovered from the possession of the petitioner by the police. The petitioner is in custody since 22.03.2022. The alleged recoveries have already been effected in the present case. So no purpose is going to be served by keeping the petitioner in custody as it will take considerable long time for conclusion of the trial.

In view of the above, without commenting on the merits of the case, this petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the CJM/Duty Magistrate concerned.

19.05.2022
P. Chawla

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No