

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

CRM-M-21923-2022

Date of Decision: 3rd August, 2022

Amandeep Singh

... Petitioner

Versus

State of U.T., Chandigarh

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. A.P. Kaushal, Advocate for the petitioner.
Mr. Shashank Bhandari, APP, U.T., Chandigarh.

AVNEESH JHINGAN , J.(Oral)

1. This petition is filed seeking regular bail in case of FIR No. 13, dated 19th January, 2022, under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act'), registered at Police Station East, Sector 26, Chandigarh.

2. As per the case set up, during routine patrolling on 19th January, 2022, police party apprehended Amandeep Singh (petitioner) and recovered thirty grams of heroin from his conscious possession. His disclosure was recorded that the recovered contraband was for his personal use and he sells the contraband to others also.

3. Learned counsel for the petitioner submits that recovery is of non commercial quantity. It is a case of false implication, due to petitioner's involvement in another case in which small quantity was recovered and petitioner is on bail in that case. Investigation is complete and challan stands presented.

4. Learned counsel for U.T., Chandigarh, opposes the prayer for grant of regular bail submits that contraband was recovered from the conscious possession of the petitioner.

5. Without commenting upon the merits of the case, considering that the recovery is of non-commercial, petitioner is in custody since January, 2022, though the investigation is complete, conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.
6. The petition is allowed.
7. 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

3rd August, 2022
Parveen Sharma

Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No