

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25076-2021 (O&M)
Date of decision: 04.04.2022

Paramjit Singh @ Pamma

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.S. Sandhu, 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.244 dated 25.12.2020 under Section 22(b) of NDPS Act (challan was presented under Section 22(c) of NDPS Act), registered at Police Station Kabarwala, District Sri Muktsar Sahib.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of ASI Harbhajan Singh, while on patrol duty, he apprehended the petitioner, who had thrown the strips of CLOVIDOL 100 SR (Tramadol Hydrochloride tablets 100 mg), on earth. Thereafter, a message was sent to the police station for registration of the FIR. It is further submitted that it will be a matter of trial, while

conducting the search, whether proper procedure under Sections 42 & 50 of NDPS Act was followed or not. It is also submitted that the petitioner is in custody for the last 01 year, 01 month and 10 days; he is first offender and the trial is at initial stage.

Learned State counsel, on the basis of custody certificate dated 02.04.2022 filed in the Court today, has not disputed the factual position, however, it is submitted that charges were framed on 24.03.2021 and out of total 15 prosecution witnesses, none has been examined so far.

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

04.04.2022

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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No