

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-23108-2022 (O&M)
Date of decision: 01.06.2022

Balbir Singh @ Bira

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. K.S. Dhanora, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.414 dated 17.04.2022 under Section 18 of NDPS Act, registered at Police Station Shahabad, District Kurukshetra.

Learned counsel for the petitioner submits that recovery is of 50 grams of opium, which falls in non-commercial quantity and the petitioner is first offender. It is further submitted that as per allegations in the FIR, registered at the instance of SI Surjit Singh, while on patrol duty, he received a secret information that Balbir Singh @ Bira is indulged in selling of narcotic substance. On receiving such information, a ruqa was sent to the police station for registration of FIR and thereafter, the petitioner was apprehended and 50

grams of opium was recovered from him. It is further submitted that since the recovery from the petitioner falls in non-commercial quantity and the investigation is complete, he may be granted the concession of regular bail.

Learned State counsel has filed the custody certificate in the Court today and 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

01.06.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No