

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-24668-2022 (O&M)
Date of decision: 01.06.2022

Vikas

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Manpreet Singh Kanda, 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.50 dated 08.03.2022 under Section 22/61/85 of NDPS Act, registered at Police Station Sadar Kharar, District SAS Nagar.

Learned counsel for the petitioner relies upon the order dated 13.05.2022 passed in CRM-M-16867-2022, vide which co-accused Surinder Singh has been granted the concession of regular bail. It is submitted that as per allegations in the FIR, registered at the instance of ASI Balraj Singh, while on patrol duty, a secret information was received that Puneet Gupta @ Punni, Amandeep Singh @ Nona, Vikas (petitioner) and Surinder Singh are indulged in the business of selling intoxicant injections and are coming on two vehicles

i.e. motorcycle and Aactiva and can be apprehended. Thereafter, a ruqa was sent to the police station and all the aforesaid persons were arrested. It is further submitted that individual recovery from the petitioner is of 01 injection of Buprenorphine Hydrochloride 2 ml; he is first offender; he is not involved in any other case and it will be a matter of trial whether proper procedure under Sections 42 & 50 of NDPS Act was followed or not.

Learned State counsel has filed the custody certificate in the Court today and has submitted that in all, total recovery from four persons was 30 injections, however, it is not disputed that from the personal search of the petitioner, only 01 injection was recovered.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering 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/Illaqaa 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