

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

225

**CRM-M-31876 of 2022 (O&M)
DECIDED ON: 29th July, 2022**

Pankaj Kanojia

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Lakshay Bector, Advocate for petitioner.

Mr. Amit Mehta, Sr. DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No.59 dated 21.4.2022, under Sections 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act') Sections 29, 27-A of the Act were added lateron.

As per the case set up on 21.4.2022, police party apprehended Gurpal Singh, on seeing the police party he threw the transparent polythene from which 60 grams of *Heroin* was recovered. Petitioner was named as a supplier of the recovered contraband.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated due to his involvement in other FIRs. He submits that no recovery was made from the petitioner. Investigation is complete.

Learned State counsel opposes the prayer and submits that the petitioner is involved in two more FIRs under the Act.

Without commenting upon the merits of the case, considering that the name of the petitioner surfaced in a disclosure statement, no recovery was made from him, the recovery from co-accused was of non-commercial quantity, though investigation is complete conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the

Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

Since the main case has been decided, the pending application, if any is rendered infructuous.

29th July, 2022
reema

(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>