

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

**CRM-M-37440 of 2021 (O&M)**

**DECIDED ON: 16<sup>th</sup> March, 2022**

**Kailash Rani**

**.....PETITIONER**

**VERSUS**

**State of Punjab**

**.....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.**

Present: Mr. P.S. Sekhon, Advocate for petitioner.

Mr. Sandeep Kumar, DAG Punjab.

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**AVNEESH JHINGAN, J (ORAL)**

The petitioner is before this Court seeking regular bail in case of FIR No. 63 dated 31.5.2021, under Sections 21, 22, 27-A, 29 of NDPS Act, 1985, registered at Police Station Sadar Jalalabad, District Fazilka.

The petitioner was apprehended on 31.5.2021, five grams *Heroin* and Rs.40,000/- cash was recovered from her. At her instance, four grams *Heroin* was further recovered.

Learned counsel for the petitioner submits that the petitioner is in custody since 31.5.2021, investigation is complete and recovery is of non-commercial quantity.

Learned State counsel opposes the prayer for bail and submits that the petitioner is involved in five more cases and is a habitual offender.

Without commenting upon the merits of the case, considering the custody period, nature and the quantity of recovery made and also the fact that investigation is complete and 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.

16<sup>th</sup> March, 2022

*reema*

(AVNEESH JHINGAN)  
JUDGE

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