

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

207-A

CRM-M-38761-2022

Date of decision : 02.09.2022

Charanjeet Kaur @ Kochi

Petitioner

V/S

State of Punjab

Respondent

CORAM : HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr. B.S. Aulakh, Advocate
for the petitioner.

Mr. Gurpreet Singh Sandhu, D.A.G., Punjab
for the respondent-State.

ASHOK KUMAR VERMA, J. (ORAL)

The petitioner has filed the present petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the petitioner in case FIR No.167 dated 09.07.2022 registered under Sections 15, 21 and 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS) at Police Station City Muktsar Sahib, District Sri Muktsar Sahib.

Brief facts of the case are that the above-said FIR has been registered on the basis of secret information received against the petitioner and her co-accused persons that they are smugglers and if raid be conducted, then poppy husk, heroin and intoxicant tablets in huge quantity can be recovered. Treating the information reliable, Ruqa was sent and FIR was registered against accused persons. During investigation, petitioner was arrested and from her possession 02 kgs. of poppy husk was recovered, which she was carrying without any permit or license.

Learned counsel for the petitioner contends that the petitioner is innocent. She has been falsely implicated in this case. The independent witness was joined by the prosecution. The petitioner is in custody since 09.07.2022. Co-accused Sukhdev Singh @ Sukha has

already been granted regular bail by this Court vide order dated 01.09.2022. The trial is likely to take long time. No useful purpose will be served by further detention of the petitioner in custody. Therefore, the petitioner may be released on regular bail.

On the contrary, learned State counsel opposed the present petition for grant of regular bail to the petitioner. Custody certificate dated 01.09.2022 has been filed by learned State counsel which is taken on record. As per the custody certificate, the petitioner is in custody from the last more than 01 month. She is also involved in two more cases, however, she is on bail in the said cases.

I have heard learned counsel for the parties.

Keeping in view the facts and circumstances of the case parity with co-accused Sukhdev Singh @ Sukha who has already been granted regular bail by this Court vide order dated 01.09.2022 and the fact that conclusion of trial may take a long time but without commenting on merits of the case, I am of the considered view that the petitioner deserves the concession of regular bail.

Therefore, the petition is allowed and petitioner-Charanjeet Kaur @ Kochi is ordered to be released on regular bail on her furnishing bail bond with one surety of heavy amount to the satisfaction of the trial Court/Chief Judicial Magistrate concerned.

State will be at liberty to file application for cancellation of petitioner's bail, if she is found involved in any other criminal activity during the period of bail.

02.09.2022

kothiyal

**(ASHOK KUMAR VERMA)
JUDGE**

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No