

CRM-M-39099 of 2022

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

CRM-M-39099 of 2022
Date of Decision: 15.09.2022

Jagseer Singh alias Mela

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: - Mr. Harmanpreet Sehgal, Advocate, for the petitioner.
Mr. G.S. Sandhu, Deputy Advocate General, Punjab.

ASHOK KUMAR VERMA, J. (ORAL)

Custody certificate filed in Court today is taken on record.

The petitioner has filed the present petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.80 dated 01.05.2022 registered under Sections 15, 21, 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Sections 323 and 506 IPC at Police Station Kotbhai, District Sri Muktsar Sahib, Punjab.

Brief facts of the case are that pursuant to written complaint by Nirmal Singh, Sarpanch and Gram Panchayat of village Giljewala, police party raided the house of Harjinder Kaur @ Mango Bhua; petitioner, Harjinder Kaur alias Mango Bhua and Jaswinder Singh @ Gora have been arrested and from the possession of Harjinder Kaur @ Mango, 210 tablets of Calvidol-100 were recovered. During

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interrogation, Harjinder Kaur admitted that they deal in contraband.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has been falsely implicated in this present case as no recovery has been effected from him. Petitioner is not involved in any other case under the NDPS Act. He is in custody since 01.05.2022. 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 other hand, learned State counsel has opposed the present petition.

Keeping in view the facts and circumstances of the case and the fact that petitioner is not involved in any other case under the NDPS Act 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-Jagseer Singh alias Mela is ordered to be released on regular bail on furnishing of bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate concerned.

September 15, 2022
R.S.

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No