

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

CRM-M-50642-2021

Date of Decision:-07.01.2022

Hardesh Rani alias Motto

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

(Proceedings conducted through video conferencing)

Present:- Mr. Sandeep Verma, Advocate
for the petitioner.

Mr. H.S. Grewal, Addl. A.G. Punjab.

RITU BAHRI J.(Oral)

Petitioner has filed the present petition under Section 439 Cr.P.C. for grant of regular bail during pendency of trial in case FIR No.186 dated 1.12.2019, under Section 22 of the NDPS Act, registered at Police Station Arniwala, District Fazilka.

As per the custody certificate dated 6.1.2022 filed by learned State counsel, which is ordered to be placed on record, the petitioner has already undergone 01 year, 10 months and 01 day in the present case and she is also facing two other trials under the NDPS Act. Learned counsel for the petitioner states that in the other two trials, the quantity recovered was non-commercial. He further submits that the petitioner is an orphan.

Learned State counsel on instructions from ASI Pargat Singh has informed that out of total 8 witnesses cited by the prosecution, only one has been examined.

Keeping in view the prevailing Covid-19 situation, the trial is not likely to be heard or concluded in near future. The total recovery effected from the petitioner in the present case is 750 tablets of Tramadol Hydrochloride, weighing 270 grams, which is marginally above the commercial quantity i.e. 250 grams. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to her furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Fazilka.

The petition is allowed.

January 07, 2022
Vijay Asija

(RITU BAHRI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No