

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

203-CRM-M-50156-2022

Date of Decision: 23.12.2022

Simranjeet singh

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Sumeet Singh Brar, Advocate for the petitioner

Sandeep Moudgil, J. (Oral)

The petitioner seeks regular bail in case FIR No.0178 dated 13.09.2022 under Sections 22, 25, 61 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Dakha, District Ludhiana Rural.

Learned counsel for the petitioner contends that the petitioner has been roped in on the basis of secret information and recovery of 100 intoxicant tablets of addnok-N were effected from him. The petitioner is stated to be behind the bars since last 4 months and that the contraband recovered is non-commercial in nature.

Notice of motion.

On the asking of the Court, Mr. Kunwarbir Singh, AAG Punjab accepts notice and has filed custody certificate dated 22.12.2022, which is taken on record, according to which, the petitioner has undergone 3 months 9 days of custody. He has been found involved in 3 other cases: in one case, he has been convicted for 10 days; in another case, the petitioner has been acquitted and in the other, he is on bail.

In the light of the fact that the petitioner, who is behind the bars from last 3 months 9 days, and no custodial interrogation is required and also considering the nature of contraband, which appears to be non-commercial in nature, and also taking into consideration the fact that the trial is likely to take some time and the petitioner is on bail in one case and stands acquitted in another case, pending against him, and in view of the fact that the conclusion of the trial is likely to take long time and, therefore, no fruitful purpose will be served by keeping the petitioner behind bars, the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition is, therefore, allowed.

23.12.2022

V. Vishal

- 1. *Whether speaking/reasoned?*
- 2. *Whether reportable?*

(Sandeep Moudgil)
Judge

Yes/No
Yes/No