

251 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-22172-2022

Decided on:-21.12.2023

Manpreet Singh @ Goldy

....Petitioner..

vs.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr.R.S. Waraich, Advocate
for the petitioner.

Mr. G.S. Dhillon, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail pending trial, in case bearing FIR No.111, dated 29.05.2021, registered under Sections 15 and 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Khanna City-2, District Ludhiana.

2. In the present case, the petitioner along with his co-accused has been implicated for the alleged recovery of 57 kg of poppy husk and 500 grams of opium.

3. On the other hand, prayer made herein has been opposed at the instance of learned State counsel while submitting that the petitioner is involved in other cases as well though pertaining to the provisions of IPC, thus, he prays for dismissal of the present petition.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the

petitioner.

5. In the present case, petitioner is behind the bars for the last 02 years and 07 months now and the investigation in the present case already stands concluded with the filing of challan, followed by framing of charges on 11.03.2022 and so far no prosecution witness has been examined, besides it, there is no other case pending against the petitioner under the NDPS Act. Thus, considering the aforesaid facts, I do not find any reason to extend the incarceration of the petitioner any further.

6. Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

7. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

21.12.2023
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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/ No