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215 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-21759-2023
Date of Decision: 02.08.2023

Dharampreet Singh alias Dhrampreet Singh @ Bittu Petitioner

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Atul Goyal, Advocate,
for the petitioner.

Mr. G.S.Sandhu, DAG, Punjab,
for the respondent.

RAJBIR SEHRAWAT, J. (ORAL)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.12 dated 21.02.2023 registered under Section 22(B) of the Narcotics Drugs and Psychotropic Substances Act, 1985, at Police Station Lakhewali, District Shri Muktsar Sahib.

It is submitted by the learned counsel for the petitioner that the case against the petitioner is totally concocted. Just to connect the petitioner to the alleged crime, the police have fabricated the alleged recovery of 150 tablets of Tramadol from the petitioner. The petitioner is in custody since 21.02.2023. The petitioner is not required for any investigation purposes. Hence, the petitioner deserves to be granted concession of bail pending trial.

On the other hand, learned counsel for the State, on instructions

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from ASI Satish Kumar, has submitted that recovery of contraband was effected from the petitioner only. Not only that, the petitioner is having another case under the NDPS Act against him. However, it is not disputed that the petitioner is in custody since 21.02.2023 and that the alleged recovery is a non-commercial quantity.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

02.08.2023
adhikari

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