

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

CRM-M-22242-2023

Decided on:-29.05.2023

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....Petitioner..

VS.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. J.K. Singla, Advocate for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 439 Cr.P.C, prayer has been made for grant of regular bail in case FIR No.91 dated 30.11.2022, under Sections 22(c), 27 and 29 of the NDPS Act, 1985 (Act No.61 of 1985), registered at Police Station Sadar Budhlada, District Mansa .

2. In the present case, petitioner was implicated on the basis of disclosure statement made by her co-accused, Sukhpal Singh from whom, the alleged recovery of 2000 intoxicant tablets of Tramadol was made.

3. Learned counsel for the petitioner submits that the petitioner is in custody for the last almost 6 months and the trial is likely to take some time and thus, he prays for grant of concession of regular bail.

4. On the other hand learned State counsel opposes the prayer made on behalf of the petitioner while submitting that petitioner is involved in 4 other cases, out of which, two are under NDPS and two are under

Punjab Excise Act, though, in all the cases, she is on bail.

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

6. In the present case, petitioner has been implicated on the basis of disclosure statement made by her co-accused, namely, Sukhpal Singh and the evidentiary value thereof shall be gone on to at the stage of trial. As regards involvement of petitioner in other 4 pending cases, two under NDPS, recovery was non-commercial quantity and remaining two are under Punjab Excise Act, in all the cases, she is already on bail.

7. Considering the fact that the petitioner has already suffered incarceration for the last almost 6 months, investigation in the present case already stands concluded with the filing of challan on 11.04.2023 and trial is likely to take some time, I do not find any justified reason to extend his incarceration any further.

8. In view of the above, without expressing any opinion on the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail, subject to her furnishing bail bonds and surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

29.05.2023

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(HARKESH MANUJA)
JUDGE

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