

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

205

CRM-M-25585-2022

Date of decision : 18.01.2023

Amandeep Singh @ Amnna

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vikram Anand, Advocate for the petitioner.

Mr. Arun William, AAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.09 dated 07.01.2020 under Sections 21/29 of the NDPS Act registered at Police Station Sultanpur Lodhi, District Kapurthala.

Learned counsel for the petitioner submits that the alleged recovery of 510 grams of heroin was effected from the petitioner. The petitioner is in custody for over three years and the conclusion of the trial is likely to take sometime. He was involved in other cases under the NDPS Act but he has been convicted in only one case wherein recovery of 1.5 kg. Poppy husk (non-commercial quantity) had been effected from him.

Learned State counsel, upon instructions from ASI Makhan Singh, submits that the petitioner is involved in three other cases under the NDPS Act and has been convicted in an aforementioned case. In another case, he had been discharged as recovery of Tramadol which had been effected from him did not constitute an offence under the NDPS Act at that time. He has been in custody in third case wherein recovery of 950 grams of Alprazolam had been effected

from him. He also submits that 03 out of 13 prosecution witnesses have been examined. He has filed the custody certificate in Court, which indicates that the petitioner is in custody for 03 years and 08 days as on 17.01.2023. He further submits that in view of the seriousness of the allegations and his involvement in other cases under the NDPS Act, the petitioner is not entitled to the concession of regular bail.

Heard.

In view of the above especially when the petitioner is in custody for over 03 years and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

At the time of release of the petitioner, the SHO, Police Station Sultanpur Lodhi, District Kapurthala would be informed and the petitioner shall furnish his mobile number to the SHO and keep his mobile location on till the conclusion of the trial. He shall also appear before the Police Station on first Monday of every month till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

January 18, 2023
sonia gugnani

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