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2023:PHHC:091611

IN THE HIGH COURT OF PUNJAB & HARYANA

AT CHANDIGARH

CRM-M-33719-2023

Date of decision: 20th July, 2023

Surjit Singh @ Motta

...Petitioner

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Munish Garg, Advocate for the petitioner.
Mr. H.S. Sitta, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

1. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR mentioned below:-

FIR No.	Date	Police Station	Under Sections
49	15 th April, 2023	Tapa Mandi, District Barnala	21 and 22 of Narcotic Drugs and Psychotropic Substances Act, 1985

2. The brief facts are that police party acting upon a secret information apprehended the Surjit Singh @ Motta-petitioner on 16th April, 2023 and recovered 110 tablets containing Alprazolam (weighing 16.31 grams).

3. Learned counsel for the petitioner submits that alleged recovery is non-commercial in nature, no further recovery is to be made from the petitioner and investigation is complete.

4. Learned State counsel opposes the prayer for grant of regular bail and submits that petitioner is involved in one more case under NDPS Act.

5. Without commenting upon the merits of the case and considering that recovery made from the petitioner is of non-commercial quantity, involvement of the petitioner in another case does not deprive the personal liberty and conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.

7. Since the main case has been allowed, pending application if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

20th July, 2023
Parveen Sharma

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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |