

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

CRM-M-36955-2023

Decided on:-04.08.2023

Manjeet Kaur

....Petitioner..

VS.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Vijay Lath, Advocate for the petitioner.

Mr. Navneet Singh, Sr. DAG, Punjab.

HARKESH MANUJA J.

1. By way of present second petition filed under Section 439 Cr.P.C, prayer has been made for grant of regular bail in case FIR No.0012 dated 19.01.2023, under Sections 22 and 29 of the NDPS Act, 1985, registered at Police Station Nurpur Bedi, Tehsil Sri Anandpur Sahib, District Rupnagar, Punjab.

2. Learned counsel for the petitioner submits that the petitioner was implicated in the present case only on the basis of disclosure statement made by co-accused Pargat Singh, who was arrested at the spot and from whom 14 injections of “Buprenorphine IP Legesic” and 13 vials of “Avil” injections were recovered.

3. Learned counsel for the petitioner further submits that the petitioner is in custody for the last more than 6 months and the investigation in the present case already stands concluded with the filing of challan on 17.05.2023, however, charges are yet to be framed, thus, the trial is likely to

take some time. He also submits that there is no other case of NDPS Act registered against the petitioner and no recovery has been effected from her.

4. On the other hand, learned State counsel opposes the prayer made on behalf of the petitioner while submitting that huge quantity of contraband was recovered from the co-accused of the petitioner.

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. Considering the fact that the petitioner is behind the bars for the last more than 6 months now, the investigation in the present case already stand concluded with the filing of challan, however, charges are yet to be framed and trial is likely to take some time, besides it, there being no other case of NDPS Act registered against the petitioner and she having been implicated only on the basis of disclosure statement made by her co-accused, Pargat Singh, I do not find any justified reason to extend her incarceration any further.

7. 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.

04.08.2023
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(HARKESH MANUJA)
JUDGE

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