

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH  
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CRM-M-41170-2023  
Date of Decision.:28.11.2023

Manjit Kaur @ Manjeet Kaur  
Vs.  
State of Punjab

.....Petitioner  
  
.....Respondent

**CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present:- Mr. Priyanshu Kamra, Advocate  
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

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**DEEPAK GUPTA, J. (ORAL)**

The petitioner is seeking regular bail by way of 3<sup>rd</sup> petition filed under Section 439 Cr.P.C in case FIR No.318 dated 22.12.2020 registered under Section 22, 29 of NDPS Act (Section 379, 411, 483 of the IPC added later on) registered at Police Station City Sangrur, District Sangrur. The earlier two petitions were dismissed as withdrawn, copies of which are annexed as Annexure P-3 and Annexure P-4.

2. Allegations are that 2000 tablets of Tramadol Hydrochloride were recovered from the possession of petitioner Manjit Kaur and co-accused Simarjeet Singh, when they were travelling on a Deluxe Hero motorcycle.

3. Contention of learned counsel is that co-accused Simarjeet Singh, who is similarly placed, has already been allowed bail by a co-ordinate Bench of this Court vide order dated 11.10.2023 passed in

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CRM-M-42679-2023, copy of which has been placed on record. It is further submitted that petitioner is in custody for the last more than 02 years and 11 months.

4. Status report by way of an affidavit of Shri Manoj Gorsu PPS, Deputy Superintendent of Police, Sub Division, Sangrur along with custody certificate has been filed on behalf of respondent- State.

5. Learned State counsel does not refute the aforesaid contentions. It is conceded that petitioner is in custody for the last 02 years 11 months and 08 days as per the custody certificate. Though she is involved in one more case but that does not pertain to NDPS Act. It is also not disputed that case of the petitioner is on same footing as that of co-accused Simarjeet Singh, who has already been allowed bail.

6. Having regard to the above facts and circumstances and on the basis of parity also, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on her furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

November 28, 2023  
Neetika Tuteja

(DEEPAK GUPTA)  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |