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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M No. 54009 of 2023 (O&M)

Date of Decision:- 17.11.2023

PARAMJIT SINGH @ PAMMA

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Mr. Chandan Singh Rana, Advocate
for the petitioner.

Mr. Anmol Singh Sandhu, AAG, Punjab.

.....

SANJIV BERRY, J. (ORAL)

The instant petition has been preferred by the petitioner under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in the following case :-

FIR No.	Dated	Sections	Police Station
166	26.08.2023	21/22 of NDPS Act.	Sidhwan Bet, District Ludhiana Rural

2. It is *inter alia* contended by learned counsel for the petitioner that the petitioner has been falsely been implicated in this case, and is in custody since 26.08.2023. He submits that the recovery effected from the petitioner is normal/not much in nature. He further submits that the challan

has already been presented in Court and as such prays for grant of bail.

3. Learned State counsel has opposed the bail petition by arguing that the petitioner is also involved in another case under NDPS Act, however, he admitted that the recovery effected from the petitioner in this case is of non-commercial in nature and also the fact that the challan has been presented in Court.

4. As per the case of the prosecution the petitioner was apprehended by police on 26.08.2023 and from his possession 1 gm heroin and 100 tablets of tramadol were recovered and as per FSL report, the quantity thereof is found to be non-commercial in nature and after conclusion of investigation challan has been presented in Court. The petitioner is stated to be on bail in other case. The conclusion of trial will take sufficient long time and no purpose would be served by detaining the petitioner in custody any longer and criminal liability if any would be ascertained after conclusion of trial.

5. Consequently, without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail subject to furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.

6. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

7. Pending CM application, if any, shall also stand disposed of.

(SANJIV BERRY)
JUDGE

17.11.2023

Gyan	i)	Whether speaking/reasoned?	Yes/No
	ii)	Whether reportable?	Yes/No