

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

**CRM-M-61593-2023
Decided on:-12.12.2023**

Gurkaranveer Singh @ VellyPetitioner
vs.

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Charan Jit Sharma, Advocate for the petitioner.

Mr. Gurlal Singh Dhillon, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of this petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail pending trial, in case bearing FIR No.164 dated 13.08.2023, under Sections 22, 29, 61 and 85 of NDPS Act, 1985, registered at Police Station City Jagraon, District Ludhiana Rural.

2. In the present case, the petitioner has been implicated on the basis of disclosure statement made by one of the co-accused Gagandeep Singh @ Ghuddu, involving the total recovery of 1500 tablets of 'tramadol'.

3. The prayer made herein has been opposed at the instance of learned State counsel by submitting that the recovery in the present case is of huge quantity besides the less period of custody of the petitioner. He further submits that the petitioner is not involved in any other case.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the

petitioner.

5. Investigation already stands concluded with the filing of challan on 11.10.2023 and the petitioner has already suffered incarceration for a period of almost 4 months by now; there being no other case of NDPS Act pending against the petitioner and he having been implicated on the basis of disclosure statement made by co-accused Gagandeep Singh @ Ghuddu, I do not find any justification to extend the incarceration of the petitioner any further.

6. Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail bonds/surety bonds to the satisfaction of the concerned learned trial Court/Duty Magistrate.

7. It is made clear that this order may not be construed as expression of an opinion on the merits of the case.

12.12.2023

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/ No