

[232] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-1954-2024
Date of Decision : 04.03.2024

Baljinder Singh @ Binda ...Petitioner
versus
State of PunjabRespondent

Coram : **HON’BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. Kushagra Mahajan, Advocate for the petitioner.
Mr. Amandeep Singh Sandhu, DAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.133 dated 15.11.2023 under Sections 21 & 29 of the NDPS Act, 1985, registered at Police Station Kathunangal, District Amritsar.

[2] Status report has not been filed, till date.

[3] As per allegations, 05 grams of heroin was recovered from the possession of the petitioner on 15.11.2023. On his disclosure statement, one Harpal Singh was arrested and from whom 265 grams more heroin was recovered from his house.

[4] Learned counsel contends that recovered quantity of contraband falls in the non-commercial category and that petitioner is in custody for the last more than 03 months; that trial may take long time to conclude, so he be allowed bail.

[5] Learned State Counsel concedes the fact that the recovered quantity of the contraband from petitioner falls in the non-commercial

convicted and sentenced for rigorous imprisonment of 10 years under the NDPS Act and that presently he is on bail, as his sentence was suspended.

[6] As per custody certificate placed on record, petitioner is in custody for the last 03 months and 16 days. The recovered contraband falls in the non commercial category. Trial may take long time to conclude.

[7] Having regard to the above facts and circumstances and the fact that trial is likely to take time to conclude, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned, on usual terms and conditions.

(DEEPAK GUPTA)
JUDGE

04.03.2024
'Rajneesh'

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