

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

**Neutral Citation No. 2024:PHHC:019191
CRM-M-6415-2024
Date of Decision: February 12, 2024**

Yograj Thakur **...Petitioner**

Versus

State of Punjab **...Respondent**

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ajay Pal Singh, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 439 Cr.P.C., petitioner prays for his release on regular bail in a case arising out of FIR No.114 dated 09.12.2023, under Sections 20 & 27(a) of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Shahpur Kandi, District Pathankot.

2. As per the prosecution allegations, petitioner along with co-accused Jatinder Thakur @ Sanju was apprehended by the police on 09.12.2023. From a kit bag carried by the petitioner on his shoulder, which he tried to throw, 955 grams of charas was recovered, whereas an amount of ₹5,500/- was recovered as drug money from co-accused Jatinder Thakur @ Sanju.

3. Learned counsel contends that co-accused Jatinder Thakur @ Sanju has already been allowed bail by this Court vide order dated 31.01.2024 passed in CRM-M-4100-2024 (Annexure P-2). Learned counsel also contends that the quantity of the contraband as recovered from the petitioner falls in the non-commercial category and that he has no other criminal case pending against him.

4. Notice of motion.

5. Mr. Amandeep Singh, DAG, Punjab accepts notice on behalf of respondent-State.
6. Learned State counsel could not refute the aforesaid contentions. It is conceded that the recovered quantity of contraband falls in the non-commercial category.
7. Custody certificate placed on record by learned State counsel reveals that petitioner is in custody for the last 02 months and 01 day and he is not involved in any other case.
8. Having regard to the aforesaid facts and circumstances, but without commenting anything on the merits of the case, petitioner is admitted to bail. He is ordered to be released on regular bail on his furnishing requisite bail bonds and surety bonds of the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

Allowed.

February 12, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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