

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

230 CRM-M-9678-2024
Date of Decision.:29.02.2024

Rajwinder Singh @ BuggarPetitioner
Vs.
State of PunjabRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Munish Raj Chaudhary, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.156 dated 24.09.2023 registered under Sections 22 & 29 of NDPS Act, 1985 registered at Police Station Barnala, District Barnala.

2. Allegations against the petitioner are that 300 intoxicant tablets, containing the salt of Alprazolam were recovered from the possession of co-accused Amritpal Singh, who in his disclosure statement nominated the petitioner. Petitioner was apprehended and from his possession, 280 tablets of Alprazolam were recovered, weighing 39.48 grams.

3. It is contended by learned counsel for the petitioner that co-accused Amritpal Singh, who was initially apprehended has already been allowed bail by this Court vide order dated 29.01.2024 passed in CRM-M-61695-2023 (Annexure P-4). Similarly placed co-accused Baljit Singh @ Bala was allowed bail by this Court vide order dated 29.01.2024 passed in

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CRM-M-64817-2023 (Annexure P-3).

4. Notice of motion.
5. Mr. Sahil R. Bakshi, AAG, Punjab accepts notice on behalf of respondent- State.
6. Learned State counsel concedes the fact that quantity of contraband as recovered from the petitioner falls in the non-commercial category. Learned State counsel also concedes that case of the petitioner is on parity with co-accused Baljit Singh @ Bala, who has already been allowed bail. Custody certificate placed on record by learned State counsel reveals that petitioner is in custody for the last 05 months and 05 days with no other case pending against him.
7. Having regard to the above facts and circumstances particularly on the basis of parity, 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

February 29, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No