



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

CRM-M-13436-2024
Date of Decision:-26.09.2024

Atma Ram @ Chotu

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Deepak Malhotra, Advocate
for the petitioner.

Mr. Neeraj Madaan, Senior DAG, Punjab.

AMARJOT BHATTI, J.

1. The petitioner –Atma Ram @ Chotu has filed petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.110 dated 24.05.2023 under Sections 22, 29, 61 and 85 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Mahilpur, District Hoshiarpur.

2. As per the facts of case, on 24.05.2023 ASI Ram Lal and his police party were going towards Sarhala Khurd Via Mahilpur area city, Nangal Khurd in connection with checking of suspected persons and patrolling. When the police party was crossing Nangal Khurd, they saw one Hindu gentleman coming from the side of Chak Kataru on a motorcycle who was stopped on the basis of suspicion. The aforesaid person disclosed his name as Atma Ram @ Chotu who was plying motorcycle number PB-24-C-6723 mark Hero Deluxe of black blue colour. His checking was conducted as per the rules provided under NDPS Act and from his possession 70 loose injections were



recovered without label. Aforesaid injections were taken into police possession. During investigation report of Forensic Science Laboratory was received, according to which the said contraband is Tramadol Hydrochloride.

3. Learned counsel for petitioner argued that he is falsely implicated in this case. Even otherwise, the alleged recovery falls in non-commercial quantity. He has already joined the investigation and was granted interim bail vide order dated 23.05.2024. He will abide by the terms of the bail order. It is prayed that his bail order may be confirmed.

4. Status report is filed confirming that alleged recovery of 70 injections of Tramadol Hydrochloride falls in non-commercial quantity. After completion of investigation challan has been presented and charge sheet was framed on 12.01.2024 and the case is pending for prosecution evidence.

5. I have considered the aforesaid facts. Recovered quantity of Tramadol Hydrochloride in this case, falls in non-commercial quantity. Petitioner is already on interim bail. Recording of prosecution evidence in the aforesaid trial is yet to start.

5. Considering, the factual position, interim bail already granted vide order dated 23.05.2024, stands confirmed subject to the same terms and conditions.

6. The petition is accordingly, accepted.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

26.09.2024
monika

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No