

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

**CRM-M-21092-2024
Decided on:-03.05.2024**

Prince Kumar @ Pinchi

....Petitioner..

vs.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Vishal Sharda, Advocate,
for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present 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.158, dated 15.12.2021, registered under Section 22 of the NDPS Act, 1985 (Section 29/61/85 of NDPS Act added later on) at Police Station Sadar Sangrur, District Sangrur, wherein, the petitioner has been implicated for the alleged recovery of 500 tablets of “*Tramadol & Paracetamol*”.

2. Prayer made herein has been opposed at the instance of learned State counsel while referring to the recovery of alleged contraband i.e. 500 tablets and thus, prays for dismissal of present petition.

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

4. In the present case, investigation already stands concluded with the filing of challan followed by framing of charges and trial is likely to take some time as only 01 prosecution witness has been examined so far out of total 15 witnesses cited by the prosecution. The petitioner is behind the bars for the last 02 years & 05 months besides it, there is no other case under the provisions of NDPS Act, pending against him. Moreover, the co-accused of the petitioner, namely, Jaspreet Singh @ Bonu has been granted the concession of regular bail by this Court vide order dated 24.04.2023, passed in CRM-M-40673-2022, titled as "*Jaspreet Singh @ Bonu vs. State of Punjab*".

5. Thus, considering the aforesaid facts, I do not find any reason 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/surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

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

03.05.2024
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(HARKESH MANUJA)
JUDGE

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