



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.22317 of 2024
Date of Decision: 09.05.2024

ANMOL KUMARPetitioner

Vs
STATE OF PUNJABRespondent

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Mr. Ranjeet Singh, Advocate
for the petitioner.

Mr. Rahul Jindal, Asstt. A.G., Punjab.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case bearing FIR No.246 dated 15.10.2022 registered under Section 22,61, 85 of NDPS Act, 1985 at Police Station City Muktsar, District Shri Muktsar Sahib, Punjab.
2. Learned counsel for the petitioner submits that the petitioner has been implicated with the alleged recovery of 90 tablets of Etizolam and Escitalopram from him.
3. The prayer made on behalf of the petitioner has been opposed by learned State counsel by referring to the serious nature of allegations leveled against the petitioner besides recovery of intoxicating tablets from him.
4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made by learned counsel for the petitioner.



5. In the present case, the investigation already stands concluded with the filing of challan followed by framing of charges. Petitioner is not involved in any other case of similar nature and is behind the bars for 01 year and 06 months. Out of total 10 prosecution witnesses, none has examined so far, thus the trial will take sometime in its conclusion. Moreover with the similar allegations co-accused namely Charanjeet Singh has been granted concession of regular bail vide order dated 19.04.2024 passed by this Court in CRM-M No.12372 of 2024.

6. Considering the fact that the petitioner has already suffered incarceration for a period of almost 01 year and 06 months and the trial is likely to take sometime in its culmination, I do not find any justification to extend the incarceration of the petitioner.

7. Accordingly, without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

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

May 09, 2024

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No