



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-25242-2024 (O&M)
Date of Decision.:28.05.2024

Surjit Singh @ Bulla
Vs.
State of Punjab

.....Petitioner
.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ruhani Chadha, 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.47 dated 07.02.2024 under Sections 21-B (Act No.61 of 1985) registered at Police Station City Kapurthala, Punjab.

2. As per allegations, petitioner was apprehended on 07.02.2024 with 45 grams of Heroin in his possession.
3. Learned counsel contends that petitioner has been falsely involved; that recovered quantity of contraband falls in non-commercial category; that earlier also petitioner has been involved in 09 cases pertaining to NDPS Act but in all those cases also the recovery was of non-commercial category. Learned counsel further contends that at the most petitioner is consumer of the contraband.
4. Notice of motion.



CRM-M-25242-2024 (O&M)

-2-

5. Mr. Sahil R. Bakshi, AAG, Punjab accepts notice on behalf of respondent- State.
6. Learned State counsel could not refute the contention that recovered quantity of contraband falls in the non-commercial category.
7. The custody certificate placed on record by learned State counsel reveals that petitioner is in custody for the last 03 months and 20 days. The custody certificate further reveals that petitioner is a convict in one case under Section 51-B of the Disaster Management Act & Sections 270, 188, 269 of the IPC; and is under-trial in three cases.
8. Having regard to the above facts and circumstances, 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

May 28, 2024
Neetika Tuteja

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