



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

220

CRM-M No.29844 of 2024
Date of Decision: 01.07.2024

Satnam Singh ... Petitioner
Versus
State of Punjab ... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

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

Mr. Amandeep Singh Samra, AAG, Punjab,
for the respondent-State.

MANISHA BATRA, J.

1. The instant petition has been filed under Section 439 of Cr.P.C. by the petitioner seeking grant of regular bail in case arising out of FIR No.0014 dated 17.02.2024 registered under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 (For short “NDPS Act”) and Sections 29/61/85 of NDPS Act read with Section 188 of IPC (added later on) at Police Station Tappa Mandi, District Barnala on the basis of the allegation that on the same day, on receipt of a secret information, the petitioner along with the co-accused Gurdeep Singh @ Deep was apprehended and 300 loose intoxicant tablets containing Alprazolam salt and 1200 capsules of Pregabalin were recovered from them. After registration of FIR, investigation proceedings were initiated which have been since been completed and challan has been presented before the concerned Court. The petitioner had moved application for grant of bail

2024:PHHC:081286



before the Special Court which had been dismissed vide order dated 02.05.2024.

2. It is argued by learned counsel for the petitioner that he is in custody since 17.02.2024. The recovered intoxicants fall under the category of non commercial quantity. The co-accused Gurdeep Singh @ Deep whose case was on similar footing has since been extended benefit of bail by a Coordinate Bench of this Court. On the ground of parity, the petitioner deserves to be extended the same benefit. Hence, it is urged that the petition deserves to be allowed.

3. Per contra, learned State counsel has argued that there are serious allegations against the petitioner and he does not deserve to be given concession of bail.

4. I have heard learned counsel for the petitioner as well as learned State counsel at considerable length and have gone through the record.

5. The petitioner and the co-accused are alleged to be found in possession of 300 loose intoxicant tablets containing Alprazolam salt and 1200 capsules of Pregabalin. Investigation has since been completed. Challan has been presented in the Court. Trial is likely to take time. The petitioner is not involved in any other case on similar nature. The co-accused whose case is on similar footing has been extended benefit of bail vide order dated 06.05.2024 passed in CRM-M-21445 of 2024 (Annexure P-4). On the ground of parity as well as keeping in view the period of incarceration of the petitioner but without meaning to make any comment on the merits of the case, I am of the considered opinion that the petitioner deserves to be extended benefit of regular bail. Accordingly, the petition is allowed and the

2024:PHHC:081286



petitioner is ordered to be admitted to bail subject to his furnishing personal as well as surety bonds to the satisfaction of learned trial Court.

01.07.2024
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(MANISHA BATRA)
JUDGE

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