



220

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30510-2024

Date of Decision:- 27.08.2024

RAJWINDER KAUR ALIAS RAJ ALIAS RAJ KAURPetitioner

Vs.

STATE OF PUNJAB ...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Sukhwinder S. Dhillon, Advocate for petitioner.

Mr. Neeraj Madaan, Senior DAG, Punjab.

AMARJOT BHATTI, J. (Oral)

1. Petitioner – Rajwinder Kaur @ Raj @ Raj Kaur has filed the instant petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.54 dated 14.05.2024 under Sections 21-B/61/85 of NDPS Act, registered at Police Station Kabarwala, District Sri Muktsar Sahib.
2. Brief facts of the case are that on 14.05.2024 ASI Rajdawinder Singh along with police party was on routine patrolling and checking of persons and were going on from village Kabarwala to Dabwali Dab Gurusar Jodha. Police party was in the area of phirni of village Sham



Khera to Gurusar Jodha when they saw a young man and women coming on foot. On seeing police party they got confused. Young boy took out a polythene envelope from his pocket and started handing over to the lady which fell on the ground. Both young man and lady were apprehended by the Investigating Officer on the basis of suspicion. After complying with the provision of NDPS Act from said polythene bag 15 grams of heroin was recovered. On the basis of this recovery, present FIR has been registered.

3. Learned counsel for petitioner pointed out that Sukhdev Singh son of present petitioner has been granted regular bail by the trial Court vide order dated 31.07.2024. In-fact no recovery was effected from her. She was arrested on 14.05.2024 and since then she is behind the bars. She is ready to abide by the terms of bail order.

4. Status report filed which is taken on record. It is confirmed that present petitioner was arrested on the spot and since then she is in custody. It is further confirmed that quantity of contraband falls in non-commercial quantity.

5. I have considered the arguments. Co-accused Sukhdev Singh has already been granted bail by the Court of Judge, Special Court, Sri Muktsar Sahib vide order dated 31.07.2024. Present petitioner has already joined the investigation and she is not required for any other purpose. Trial of this case is likely to take time. The quantity of contraband falls in non-commercial quantity. Considering the aforesaid factual position without going on merits of case, bail application is allowed. She is ordered to be released on bail to the satisfaction of trial Court/Duty Judge concerned.



- 6. The petition stands accepted.
- 7. Pending application (s) if any also stands disposed of.

27.08.2024
snd

(AMARJOT BHATTI)
JUDGE

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