



CRM-M-32376-2024

1

In the High Court for the States of Punjab and Haryana At Chandigarh

CRM-M-32376-2024 (O&M)
Date of Decision:-25.11.2024

Amarjot Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. G. S. Simble, Advocate for the petitioner.

Mr. Prabhjeet Singh Dhaliwal, AAG., Punjab
assisted by ASI Hira Singh.

FIR No.	Dated	Police Station	Section/s
30	08.02.2015	GRP Jalandhar, District Jalandhar	22,61, 85 of NDPS Act, 1985

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of regular bail in respect of the aforementioned FIR.
2. The allegations in the FIR are that the petitioner was found in possession of 190 injections of Buprenorphine Maleate IP mark Bonogesic 2 ml and Avil 10 ml.
3. Learned counsel for the petitioner submits that he has been falsely implicated in the present case. It is further submitted that the petitioner has been behind bars for about 3 years and 3 months and has a clean record and as such he deserves the concession of regular



bail.

4. Opposing the petition, learned State counsel has submitted that apart from the fact that it is case of recovery of commercial quantity of contraband the petitioner had earlier remained a proclaimed offender and as such does not deserve the concession of bail. It is further informed that the petitioner is not involved in any other case under the NDPS Act. It has however been informed that the petitioner as on date has been behind bars since the last 3 years 3 months and has a clean record. Learned State counsel upon instructions from ASI Hira Singh has informed that as on date 3 out of the cited 11 PWs have been examined.
5. This Court has considered rival submissions addressed before this Court.
6. It is no doubt a case of recovery of commercial quantity of contraband. Petitioner had been declared a Proclaimed Offender earlier but ever since his arrest on 01.09.2022 he has been behind bars for the last more than 2 years continuously and the total period of his custody works out to 3 years 3 month. The petitioner is not stated to be involved in any other case under the NDPS Act.
7. Despite a direction having been issued by this Court on the last date of hearing to the prosecution to ensure the presence of remaining PWs, it seems that the needful has not been done and as on date only 3 out of the cited 11 PWs have been examined, necessarily indicating that conclusion of trial is likely to consume more time. Under these circumstances, particularly having regard to the fact that the petitioner is not involved in any other case under the NDPS Act and has been behind bars for about 3 years and 3 months, further detention of the petitioner will not serve any useful purpose, the petition as such is accepted and the petitioner is ordered to be released on regular bail on



CRM-M-32376-2024

3

his furnishing bail bonds/surety bonds to the satisfaction of learned trial
Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(Gurvinder Singh Gill)
Judge

25.11.2024
archana

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No