

2024:PHHC:143220



312 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-46443-2024(O&M)
Decided on:-04.11.2024

Deepak Singh

....Petitioner..

vs.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Suram Singh Rana, Advocate for the petitioner.

Mr. Eklavya Darshi, DAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present fourth petition filed under Section 439 read with Section 482 Cr.PC, prayer has been made for grant of regular bail in case FIR No.119 dated 08.10.2022, registered under Section 22(c)-16-85 of the NDPS Act, 1985, Police Station Shimlapuri, Ludhiana, District Ludhiana, Punjab, wherein the petitioner has been implicated with the allegations of having recovered 1150 tablets of “*alprazolam*”.

2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and he is in custody since 08.10.2022, thus, he prays for grant of concession of regular bail.

3. On the other hand, the prayer has been vehemently opposed at the instance of learned State counsel while referring to the huge recovery involved in the present case, thus, he prays for dismissal of the present petition.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

5. In the present case, investigation already stands concluded with the filing of challan, followed by framing of charges and trial is likely to take some time as only 08 prosecution witnesses have been examined out of total 13 witnesses. The petitioner is a young man of 32 years of age, who is in custody for the past 02 years & 26 days, besides it, he is not involved in any other case.

6. Considering the aforesaid facts, this Court does not find justification to extend the incarceration of the petitioner any further.

7. In view of the above, but without commenting upon merits of the present petition, the same is allowed. The petitioner is ordered to be released on bail subject to his furnishing adequate bail bonds / surety bonds to the satisfaction of the Trial Court/Illaq Magistrate/Duty Magistrate concerned.

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

04.11.2024
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(HARKESH MANUJA)
JUDGE

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