

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

221

CRM-M-53972-2023
Date of Decision:12.03.2024

PARAMJEET SINGH ALIAS PAMMA Petitioner

Vs.

STATE OF PUNJAB Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Shadab Ahmad, Advocate
 for the petitioner.

 Mr. Amandeep Singh, DAG, Punjab.

DEEPAK GUPTA, J.(ORAL)

1. Prayer in this petition under Section 439 Cr.P.C. is for grant of regular bail in case FIR No. 52 dated 03.05.2023, registered under Sections 22 and 29 of NDPS Act, at Police Station Sadar Jalalabad, Punjab.
2. As per the allegations, petitioner was apprehended while moving on motorcycle on account of suspicion as he was carrying transparent polythene bag. On search, said bag was found to contain 720 intoxicant tablets out of which 270 tablets contained the salt of Tramadol Hydrochloride; and 450 tablets contained the salt of Alprazolam.
3. As per the learned State counsel, the weight of 270 tablets of Tramadol Hydrochloride was found to be 95 grams approximately; whereas the weight of 450 tablets containing salt of Alprazolam was approximately 53.5 gram and that these fall in the non-commerical category.

4. Status report also mentions that on the disclosure statement suffered by the petitioner, one Rajinder @ Kaka was apprehended from whom 1,20,000/- intoxicant tablets were recovered.
5. Learned counsel contends that the petitioner has been falsely implicated; that recovered quantity of contraband does not fall in the commercial category; that the petitioner is in custody for last more than 09 months; that he is not involved in any other case.
6. Learned State counsel has opposed the bail petition but concedes the fact the recovery as effected from the petitioner falls in the non-commercial category. Learned State counsel, on instructions from ASI Paramjit Singh submits that charges are yet to be framed, though challan has already been filed.
7. The petitioner is in custody for last 09 months and 22 days as per the custody certificate placed on record. Trial is likely to take long time to conclude. He has no other criminal case pending against him. No useful purpose would be served by keeping the petitioner behind bars.
8. Having regard to the aforesaid factual position, but without commenting anything upon the merits of the case, the petitioner is admitted to regular bail and he is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court concerned on usual terms and conditions.

Allowed.

(DEEPAK GUPTA)
JUDGE

12.03.2024

pry

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