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2024:PHHC:039943

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-58808-2023

Date of decision :20.03.2024

HUSSAIN

... Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Inderpreet Singh Kooner, Advocate
for the petitioner(s).

Mr. Harkanwar Jeet Singh, Asstt. A.G., Punjab.

JASJIT SINGH BEDI, J. (ORAL)

This 2nd petition under Section 439 Cr.P.C. is for the grant of regular bail in case bearing FIR No.112 dated 15.06.2022 registered under Section 22 of the NDPS Act (Section 29 of the NDPS Act added later on) at Police Station Mahilpur, District Hoshiarpur.

2. As per the case of the prosecution, the petitioner was found to be in possession of 50 vials of Buprenorphine and 50 vials of Avil.

3. The learned counsel for the petitioner contends there was a violation of the mandatory provisions of the Act regarding search and seizure. As he was in custody since 15.06.2022, he was entitled to the concession of bail.

4. On the other hand, the learned State counsel submits that 07 out of the 14 prosecution witnesses stand examined and 07 have been given up. Therefore, now the case is posted for recording of the statement under Section 313 Cr.P.C. and the Trial would culminate shortly.

5. In view of the above, no case for the grant of regular bail is made out. Therefore, the present petition stands dismissed at this stage.

(JASJIT SINGH BEDI)
JUDGE

20.03.2024
JITESH

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No