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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-22817-2024**Date of Decision: 04.02.2025**

Manjinder Singh alias Baaz

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

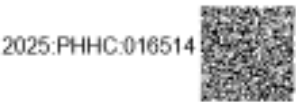
Present : Mr. P.S.Sekhon, Advocate
for the petitioner.

Mr.M.S.Bajwa, Deputy Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 439 of the Cr.P.C. with a prayer to grant regular bail in case FIR No.10 dated 27.01.2024 registered under Sections 22, 25, 29 of NDPS Act, (Section 29 of NDPS Act added later on), at Police Station Barnala, District Barnala.

2. Learned counsel for the petitioner contends that the petitioner was not named in the FIR and has been nominated as an accused in the present case on the basis of the disclosure statement suffered by Gulzar Singh, co-accused on 30.01.2024. He further contends that the petitioner was wrongly arrested on 31.01.2024 and 250 tablets of Tramadol Hydrochloride were recovered from him. He further contends that the quantity of contraband, which was allegedly recovered from the petitioner, was non-commercial in nature and the provision of Section 37 of NDPS Act would not apply to the facts of the present case. The police has already completed the investigation in the present case and challan has been presented against the petitioner. He also submits that almost similarly



placed co-accused Manjit Singh @ Jeeti @ Bitta has been granted the concession of bail by this Court, vide order dated 13.01.2025.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court. He admits that the petitioner is not involved in any other criminal case.

4. I have heard the learned counsel for the parties and perused the record.

5. The petitioner is in custody for the last 01 year and challan has already been presented against him before the competent Court of law. Even the quantity of contraband, which was allegedly recovered from the petitioner, is non-commercial in nature. Similarly placed co-accused Manjit Singh @ Jeeti @ Bitta has been granted the concession of bail by this Court, vide order dated 13.01.2025

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

04.02.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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