

2025:PHHC:007882



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

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**CRM M-61106 of 2024 (O&M)
Date of Decision: 20.01.2025**

Jagroop Singh @ Roopa

...Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Sukhdeep Singh Bhinder, Advocate
for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.161 dated 26.07.2023 registered under Sections 22/61/85 of the NDPS Act at Police Station City Lambi, District Sri Muktsar Sahib.

2. The brief facts of the case are that on 26.03.2023, the investigating officer along-with fellow police officials was on routine patrol duty in search of miscreants, and reached near shed of grain market, then one person was seen coming on left side while carrying black coloured plastic 'lifafa' and he was apprehended with help of police officials. Upon checking, 2 strips of intoxicant tablets (each strip containing 10/10 tablets, total 20 tablets) of Etizolam 0.5 mg

Etios 0.5, with erased batch number and manufacturing date, and expiry date were recovered but the petitioner failed to produce any permit or license. Upon these allegations, FIR was registered.

3. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and nothing is to be recovered from him. The petitioner has been arrested on 26.07.2023 and report under Section 173 Cr.P.C. has already been presented. Learned counsel for the petitioner further submits that the trial is likely to take long time and no useful purpose will be served by further detention of the petitioner in custody. Thus, it is prayed that he may be released on regular bail. In support of his contentions, learned counsel for the petitioner has relied upon judgments in (i) **CRM-M-37684-2021, Balwinder Singh vs. State of Punjab**, decided on 14.02.2022; (ii) **CRM-M-8212-2022, Tajinder Singh vs. State of Punjab**, decided on 03.03.2022 and (iii) **CRM-M-35186-2016, Manjit Kaur @ Jeeto vs. State of Punjab**, decided on 01.12.2016.

4. On the other hand, learned counsel for the State vehemently opposed the submissions made by learned counsel for the petitioner. However, he fairly conceded the fact that petitioner is not involved in any other criminal activity.

5. Keeping in view the facts and circumstances of the case, custody period of the petitioner and also the fact that the quantity of alleged contraband is marginally above the 'commercial quantity', but

without commenting on merits of the case, I am of the considered view that the petitioner deserves the concession of regular bail.

6. Therefore, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of bail/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate concerned.

20.01.2025

amit rana

(N.S.SHEKHAWAT)

JUDGE

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