

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

CRM-M-15219-2015

Date of decision:- May 25, 2015

Kulwant Singh @ Kanta

....Petitioner...

vs.

State of Punjab

....Respondents...

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Dilpreet Singh Gandhi, Advocate,
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab.

JASPAL SINGH, J.

This is a petition under Section 439 of the Code of Criminal Procedure preferred by Kulwant Singh @ Kanta-petitioner (now confined in Central Jail, Amritsar), seeking regular bail, in case FIR No. 90, dated 18.07.2014, under Sections 411, 141, 489-A, 489-B, 489-C, 489-D IPC, Section 15/18/21/22/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'Act'), Section 25 of the Arms Act, 1959, Section 14-F of the Foreign Contribution (R) Act and 3/34/20 Indian Passport Act, 1932, registered at Police Station Sarai Amanat Khan, District Amritsar.

2. Concededly, instant case was registered on the basis of secret information. At the time of registration of present FIR,

petitioner was already in custody in some other case. He was nominated as an accused in this case and was arrested on January 29, 2015. Thereafter, he was subjected to custodial interrogation but nothing incriminating was recovered as has been submitted by learned State counsel, on instructions, from ASI Partap Singh. Since, the date of his arrest, he is cooling his heels behind bars. Presentation of challan and disposal thereof is likely to take sufficient long time and in the given circumstances, it would not be desirable to keep the petitioner behind the bars for an indefinite period.

Taking into consideration all these aspects of this case but without expressing any opinion on the merits of the case, petition is allowed and petitioner-Kulwant Singh @ Kanta is ordered to be released on bail, during pendency of trial, at the satisfaction of trial court/Duty Magistrate, Tarn Taran.

(JASPAL SINGH)
JUDGE

May 25, 2015
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