

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

(216)

CRM-M-23232-2015

Decided on: October 16, 2015.

Surjit Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. A.S. Sullar, Advocate, for the petitioner.

Mr. Gazi Mohammad, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

Though the petitioner was found in possession of non-commercial quantity of heroin but his application for bail had earlier been dismissed by this Court on the ground that he stands convicted in two other cases. First application was decided on 13.01.2015.

Taking into consideration the pace of the trial and considering the non-commercial quantity of heroin having been recovered from the petitioner, striking a balance between his right of liberty and the right of the prosecution to ensure his availability during trial, I deem it appropriate to grant concession of bail to the petitioner as it is a case of recovery of non-commercial quantity of heroin whereas petitioner has been in custody w.e.f. 12.09.2014. Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to a condition that he will not commit any similar offence of which he is accused of during pendency of the trial.

**(M.M.S. BEDI)
JUDGE**

October 16, 2015

harsha