

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No.M-35281 of 2014
Date of Decision: 12th January, 2015

Karamjit Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: Hon'ble Mrs. Justice Daya Chaudhary

Present: Mr. B.S. Bhalla, Advocate
for the petitioner.

Mr. R.S. Randhawa, Addl. A.G., Punjab.

DAYA CHAUDHARY, J.(Oral)

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.78 dated 24.10.2012, registered under Sections 21, 25, 29, 61, 85 of NDPS Act at Police Station Islamabad, District Amritsar during the pendency of the trial.

Learned counsel for the petitioner submits that the FIR was registered on the basis of a secret information and Provisions of Section 27 of NDPS Act are not attracted as there is violation of Section 50 of the NDPS Act. He further submits that the petitioner is behind the bars since 24.10.2012 and trial is likely to take long time to conclude and no useful purpose would be served by keeping him in custody. The petitioner is ready to abide by all the terms and

conditions imposed by this Court as well as by the trial Court and there is no other similar case pending against him.

Learned State counsel opposes bail to the petitioner on the ground that the recovery effected is commercial but he does not dispute regarding pendency of any case of NDPS Act.

Keeping in view the submissions made by learned counsel for the parties and that the petitioner is in custody since 24.10.2012; out of 8 witnesses, two witnesses have been examined and on earlier date also, the case was adjourned as the date before the trial Court was fixed for recording of the statements of remaining witnesses but still two witnesses have been examined and the trial may take long time in final conclusion and no purpose would be served by keeping him in custody, the petition is allowed and the petitioner is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court.

12.01.2015
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(DAYA CHAUDHARY)
JUDGE