

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

CRM-M-41440-2014 (O&M)
Date of decision : 05.02.2015

Satnam Singh @ Satta

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Inder Pal Singh, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by SI Gurjar Singh.

JITENDRA CHAUHAN, J.

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.176 dated 31.08.2013, under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, and Sections 25, 27 and 29 of the Arms Act, registered at Police Station Sadar Tarn Taran.

It is contended that the petitioner was not arrested from the spot. He has been nominated as accused on the basis of disclosure statement suffered by co-accused, Dilbag Singh @ Baga. No recovery has been effected from him. The petitioner is in custody since

23.05.2014.

On the other hand, the learned State counsel, on instructions, submits that the petitioner is involved in two more FIRs. The challan stands already presented and the matter is not fixed for framing of charges.

Heard.

The petitioner was not arrested from the spot. No recovery was effected from him. He is in custody since 23.05.2014. The charges are yet to be framed, therefore, the trial has not commenced so far. Therefore, this Court feels that the petitioner cannot be kept in incarceration for an indefinite period.

In view of the above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

05.02.2015
atulsethi

(JITENDRA CHAUHAN)
JUDGE