

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 43441 of 2014

Date of decision : January 08, 2015

Gaurav Garg @ Bittu and another,

..... Petitioners

v.

State of Punjab,

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. APS Deol, Sr. Advocate with
Mr. Parminder Singh, Advocate
for the petitioners.

Mr. Aps Gill, AAG Punjab

1. **Whether Reporters of Local Newspapers may be allowed to see the judgment ?**
2. **To be referred to the Reporters or not ?**
3. **Whether the judgment should be reported in the Digest ?**

Ajay Tewari, J (Oral)

The petitioners seek grant of regular bail in case FIR No.67, dated 19.4.2014, registered under Section 22/61/85 of the NDPS Act, at Police Station Civil Lines, Bathinda.

On 5.1.2015, the following order was passed :-

“ In the present case, the issue is as to whether the petitioners should be granted bail because on the date when even the extended period of custody was over there was no order of extension.

Learned senior counsel for the petitioners has handed over a set of judgments supporting his contentions to the learned Additional Advocate General who seeks one day time to go through the same.

Adjourned to 08.01.2015.”

Counsel for the petitioners has relied upon the decision of this Court in Mohd. Dilshad vs State of Union Territory, Chandigarh, CRM-M No.38823 of 2012, decided on 18.02.2013, wherein, in an identical situation, this Court by relying upon the decision of the Hon'ble Supreme Court in Union of India v. Thamisharasi and others, 1995(4) SCC 190, as well as the Full Bench decision of this Court in Janta Singh v. State of Punjab, 1996(1) RCR (Criminal) 1, had granted bail to the accused therein.

Counsel for the respondent has not disputed the factual assertion that on the date when the extended period of remand was over, there was no order of extension.

In this view of the matter, this petition is allowed. Bail to the satisfaction of the trial Court/Duty Magistrate, Bathinda.

(AJAY TEWARI)
JUDGE

January 08, 2015
`kk'