

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

**CRM-M-6745-2015**

**Date of decision: 07.04.2015**

**Harpreet Singh @ Billa**

**... Petitioner**

**Vs.**

**State of Punjab**

**... Respondent**

**CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK**

Present: Mr. J.S. Sandhu, Advocate  
for the petitioner.

Mr. K.D. Sachdeva, Addl. AG, Punjab.

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**RAMESHWAR SINGH MALIK, J. (ORAL)**

Petitioner seeks bail pending trial in FIR No.165 dated 27.11.2013 under Sections 15, 61, 85 of N.D.P.S. Act, registered at Police Station Nathana, District Bathinda.

Notice to Advocate General, Punjab.

On the asking of the Court, Mr. K.D. Sachdeva, Addl. AG, Punjab accepts notice on behalf of the State.

Learned counsel for the petitioner submits that Gurpreet Singh @ Gora, co-accused of the petitioner in the present FIR approached this Court for bail pending trial by way of CRM-M-21604-2014 which came to be allowed by this Court vide order dated 08.07.2014. He further submits that the case of the petitioner is on better footings because the petitioner was not the owner of the car. Petitioner is inside the jail w.e.f. 27.11.2013 and since only one PW has been examined so far, trial will take very long time. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from HC Gurdev Singh, Police Station Nathana, District Bathinda, submits that the commercial quantity of contraband was recovered from two persons including the present petitioner. He further submits that although granting of bail to co-accused of the petitioner is a matter of record but petitioner is not entitled for bail pending trial. He prays for dismissal of the present petition.

Having heard the learned counsel for the parties at considerable length and after careful perusal of the record of the case, this Court is of the considered opinion that petitioner deserves concession of bail pending trial. It is so said because the main accused namely Gurpreet Singh @ Gora has been granted the concession of bail pending trial by this Court vide its order dated 08.07.2014 passed in CRM-M-21604-2014. Despite making his best efforts, learned counsel for the State could not distinguish the case of the present petitioner from that of Gurpreet Singh @ Gora, co-accused of the petitioner. It is also a matter of record that the car from which contraband was recovered was owned by Gurpreet Singh @ Gora.

Learned counsel for the petitioner was right in contending that since only one PW has been examined so far, trial will take long time.

In view of the above, present petition is allowed and the petitioner is directed to be released on bail pending trial on his furnishing adequate bail bonds/surety bonds to the satisfaction of learned trial Court.

**[ RAMESHWAR SINGH MALIK ]**  
**JUDGE**

07.04.2015  
*vishnu*