

CRM-M-1434-2016

Date of Decision : 02.06.2016

Satnam Singh

.....Petitioner

versus

State of Punjab

....Respondent

**CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI****Present:** Ms. Neetu Singh Aashat, Advocate  
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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

Petitioner along with his co-accused Balwinder Singh and Daljeet Singh allegedly escaped from the spot of recovery by jumping into Sutlej River leaving behind a canter from which huge quantity of poppy husk was recovered. The petitioner was arrested six months after the occurrence.

Petitioner has been in custody with effect from 20.03.2014. Co-accused of the petitioner Binder Singh @ Balwinder Singh has been granted the concession of pre-arrest bail on 03.11.2015, on the ground that he was not arrested along with the contraband. The identity of the petitioner like that of Binder Singh, will be a debatable issue.

It is not appropriate to observe here that the application has been opposed by the State counsel *inter alia* on the ground that the petitioner is involved in two more cases of NDPS. Learned counsel for the petitioner has brought to the notice of this Court, the orders of the trial Court indicating that in one of the cases, on the basis of confession, petitioner has been released sentencing him to undergo the period which

he had already undergone and in another case he has been granted bail.

On the principle of parity, the petitioner can be granted the concession of bail. 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 the condition that petitioner will not indulge in similar activity of which he is accused of. In case of any such eventuality, this order will be liable to be cancelled.

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

**02.06.2016**  
*Neha*