

Date of Decision : 21.01.2016

.....Petitioner

versus

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI

Mr. Simsi Dhir Malhotra, DAG, Punjab.

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

The petitioner has been in custody with effect from 08.07.2015 for having been found in possession of 35 bottles of Rexcof.

The petitioner claims that he had been granted interim bail on 09.10.2014 and that he did not misuse his liberty.

Learned counsel for the petitioner has argued that the petitioner is a young person and that he may be released on interim bail to supervise his conduct so that he could be reformed. Counsel relies upon judgment in **Karamdip Singh versus State of Punjab, Criminal Misc-M-No. 21934 of 2014 decided on 11.08.2014 and Pardeep Singh versus State of Punjab, Criminal Misc-M-No. 42099 of 2013** decided on 26.05.2014. A perusal of the said judgments indicate that taking into consideration the long duration of detention and the young age of the accused, the concession of bail/interim bail has been granted.

In the present case, the petitioner remained on interim bail for a period of three months, awaiting receipt of report of Chemical Examiner. He has suffered detention for a period of 9 months only.

It has been reported that the petitioner is involved in a theft case also.

The observations in *Pradeep Singh's and Karandeep Singh's case (supra)* passed by this Court do not lay down a rule of law that in all cases the bail could be granted as a reformatory approach. Taking the circumstances, each case has to be examined on the basis of various peculiar circumstances existing in that particular case.

In the present case, I deem it appropriate to dispose of this petition with a direction that in case, the trial is not concluded within a period of four months from the next date of hearing, the trial Court shall release the petitioner on bail on his furnishing bail bond/surety bond to the satisfaction.

Ordered accordingly.

(M.M.S. BEDI)
JUDGE

21.01.2016

Neha