

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

239

CRM-M-33360 of 2016 (O&M)
Date of decision: 29.09.2016

Amarjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Harkeerat Singh, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

JITENDRA CHAUHAN, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in FIR No.324 dated 03.12.2015, registered under Section 15 of the NDPS Act, at Police Station Salem Tabri, District Ludhiana.

The learned counsel for the petitioner contends that the petitioner was one of the passengers in the vehicle from which the recovery has been effected. The petitioner is neither owner nor driver of the vehicle. The similarly situated co-accused, Sukhdev Singh has been allowed regular bail by this Court by order dated 15.07.2016 passed in CRM No.M-7838 of 2016 (Annexure P-2). The petitioner is in custody since 03.12.2015.

The learned State counsel has vehemently opposed the present bail application.

Heard.

Considering the fact that the petitioner was one of the co-passengers in the vehicle and the similarly situated co-accused Sukhdev Singh has been allowed bail by order Annexure P-2, the challan stands presented, out of 13 prosecution witnesses, none has so far been examined, therefore, it can be safely inferred that the conclusion of trial will take a long time, so without commenting on the merits of the case, the instant petition is allowed. The petitioner be admitted to bail, on his furnishing bail bonds/surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

29.09.2016
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No