

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

(237)

CRM-M-38098-2016

Decided on: December 15, 2016.

Jagjit Singh @ Jagga

.... Petitioner

Versus

State of Haryana

..... Respondent

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

Present: Mr. Maharaj Kumar, Advocate, for the petitioner.

Mr. Gurdas Singh Salwara, DAG, Haryana.

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

Petitioner along with four others was allegedly found carrying 200 kgs of poppy-husk kept in a car. One of the accused allegedly fled away from the spot but was arrested later on.

The petitioner has been in custody w.e.f. 28.05.2015. It is an admitted fact that all the co-accused of the petitioner have been granted concession of bail.

Application for regular bail has been opposed by learned State counsel on the ground that the trial is at final stage as all the prosecution witnesses stand examined and the case is fixed for recording the statements of accused persons under Section 313 Cr.P.C.

The culpability of the petitioner along with co-accused individually or jointly, for the contraband recovered, will be a debatable issue during course of trial before the trial Court.

Taking into consideration the period of detention suffered by the petitioner and on account of the fact that all the co-accused of the petitioner have been granted bail by this Court, the principle of parity demands that the petitioner can be granted the same relief during course of trial.

The 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.

(M.M.S. BEDI)
JUDGE

December 15, 2016
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No