

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

**CRM-M No. 36873 of 2017
Date of Decision: 12.10.2017**

Ashu Jogi @ Ashu

.....Petitioner

v.

State of Punjab

.....Respondent

CORAM HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present:- Mr. Prashant Vashisth, Advocate, for the petitioner
Mr. A.S. Sandhu, Addl. AG, Punjab

SHEKHER DHAWAN, J.

Present petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No. 155 dated 8.8.2015, under Sections 21 of the NDPS Act, registered at Police Station Division No.7, Ludhiana.

Custody certificate is taken on record.

Learned counsel for the petitioner contended that the petitioner was earlier admitted to bail as per order of this Court and his bail was cancelled as he could not appeared before the learned trial Court and subsequently, declared proclaimed offender. Thereafter, he has surrendered before the learned trial Court on 24.7.2017 and since then, he is in custody. More so, he is not involved in any other case under the NDPS Act.

Learned State counsel, on the basis of custody certificate , affirmed the fact that the petitioner is in custody for a period of 9 months and 29 days and there is no other case against him under the NDPS Act.

Having considered the facts that earlier the petitioner was

admitted to bail vide order dated 22.3.2016 passed by this Court in CRM-M No. 8232 of 2016 and his bail was cancelled on account of non-appearance. Now he is in custody since 24.7.2017 and he is not involved in any other case under the NDPS Act; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, therefore, the present petitioner is ordered to be released on bail on his furnishing fresh bail bonds with heavy surety to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

The present petition stands disposed of.

(SHEKHER DHAWAN)
JUDGE

12.10.2017

Ashwani

Speaking/Reasoned
Reportable

Yes/No
Yes/No