

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

**CRL. MISC. No.M-38425 OF 2016
DATE OF DECISION : 7th FEBRUARY, 2017**

Sarabjit Singh @ Babbu

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Vivek Goel, Advocate for the petitioner.

Mr. Abhishek Chautala, Assistant Advocate General,
Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.71 dated 14.05.2015 registered under Section 15/25/61/85 of NDPS Act at Police Station Raikot, District Ludhiana.

Heard learned counsel for the rival parties.

Learned State counsel submits that the trial has commenced but it will take time for completing the same.

Learned counsel for the petitioner makes a statement that after release from the jail the petitioner will file undertaking within two weeks that he would not indulge in any type of offence and would also submit a copy of the affidavit to the concerned Police Station.

In view of the fact that the challan has been filed and the trial will take its own time and further fact that this is first offence committed by the petitioner and the petitioner is ready to give an affidavit as stated above, the petitioner is ordered to be released on bail.

In that view of the matter I make the following order:

ORDER

- (i) The petition is allowed and the petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (ii) The petitioner shall file an affidavit that he will not commit such type of offence again.
- (iii) The State will be at liberty to apply for cancellation of bail in case of any further commission of such type of offence by the petitioner.

7th February, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

Whether speaking/reasoned:	Yes	No
Whether Reportable:	Yes	No