

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

CRM-M-42934 of 2017

Date of Decision: 24 November, 2017

Shinder Singh @ Bindi @ Shindi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Ashish Aggarwal, Advocate
for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

FATEH DEEP SINGH, J.

The allegations against the petitioner in this regular bail application under Section 439 Cr.P.C are that the present case by way of an FIR No.66 dated 30.07.2017 under Sections 21 and 29 of NDPS Act and Section 3 of the Official Secrets Act was registered on the basis of secret information and from the possession of his co-accused Gurvinder Singh @ Ghulla @ Guru on 30.07.2017 certain maps of certain sensitive check posts of Indo-Pak Border were recovered.

Learned counsel for the petitioner contended that the petitioner is behind the bars since 3.8.2017 and nothing has been recovered from him and that the trial is not likely to be concluded in near future and that the similarly placed co-accused Gurvinder Singh @ Ghulla @ Guru has been allowed regular bail vide orders dated 04.10.2017 of this Court.

Learned State counsel has fairly conceded the factual

scenario but has opposed the grant of bail to the petitioner.

Appreciating the submissions, in view of the fact that it was on the basis of secret information FIR was registered and admittedly as per the stand of the State nothing has been recovered from the petitioner. Together with the fact that co-accused of the petitioner Gurvinder Singh @ Ghulla @ Guru whose case was on higher pedestal and more serious was allowed bail by this Court and that the trial is not likely to be concluded in near future and no useful purpose would be served by keeping the petitioner behind the bars, without adverting anything on the merits of the case, the present petition for grant of regular bail is allowed. Petitioner be admitted to bail to the satisfaction of the trial Court.

November 24, 2017

aarti

**(FATEH DEEP SINGH)
JUDGE**

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No