

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

CRM No.M-44296 of 2016 (O&M)

Date of Decision: January 11, 2017

Ajey Pal Singh

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Sandeep Verma, Advocate
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.5 dated 16.01.2015 under Section 18 of the NDPS Act, registered at Police Station Sadar Rajpura, District Patiala.

Notice of motion.

On asking of the Court, Mr.Deep Singh, Asstt. Advocate General, Punjab, who is present in the Court, accepted notice on behalf of the respondent-State and contested the petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

As per prosecution version, non-commercial quantity of opium was recovered i.e. 500 grams. The petitioner was on regular bail but he absented from the Court proceedings. As per order dated 11.11.2016 passed

by learned Judge, Special Court, Patiala (Annexure P-2), proclamation was

issued against the petitioner and he was declared proclaimed offender. On that very day, the present petitioner surrendered before the trial Court, which means that he complied with the proclamation order and surrendered before the Court.

The petitioner is in custody since 11.11.2016. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the disposal of the case.

Keeping in view the facts and circumstances of the present case, without discussing the facts in minute detail and without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal/surety bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

January 11, 2017
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No