

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-29794-2018

Date of Decision: July 26, 2018

Tarsem Singh @ Kairon Palwan

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Ms. Kuldeep Kaur, Advocate for
Mr. Amit Arora, Advocate
for the petitioner.

Mr. Jasdeep Singh Walia, Sr. DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner-Tarsem Singh @ Kairon Palwan seeks grant of regular bail in case FIR No.163, dated 12.12.2017, registered at Police Station Goindwal Sahib, District Tarn Taran, under sections 21 and 29 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that recovery of 265 grams of heroine is stated to have been effected from the petitioner, which is marginally higher than the commercial quantity. Now, the investigation is complete but the trial will take some time to be concluded as no PW has been examined till date. There is no other criminal case pending against the petitioner.

Custody certificate dated 23.07.2018, prepared by Sh. Rajiv Kumar Arora, Deputy Superintendent, Central Jail, Amrtisar, has been filed in Court and the same is taken on record. According to this certificate, the petitioner has

actually undergone custody of seven months and eight days. There is no criminal case pending against the petitioner.

In view of the above and keeping in view the fact that the alleged recovery effected from the petitioner is marginally above the commercial quantity and the petitioner is in custody for the last more than seven months and that the trial is not likely to be concluded at an early date, I deem it appropriate to allow this petition.

Accordingly, petition is allowed and petitioner- Tarsem Singh @ Kairon Palwan is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of learned trial Court concerned at Tarn Taran.

July 26, 2018
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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No