

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

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**CRM-M No.45503 of 2018.
Date of Decision: 10.12.2018.**

Jaswant Singh alias Jassa

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Amit Arora, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioner in case F.I.R. No.1 dated 02.01.2018 under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Chohla Sahib, District Tarn Taran.

Learned counsel representing the petitioner contended that the petitioner was not named in the F.I.R. nor any recovery was effected from the present petitioner. Rather, the recovery was effected from co-accused who was named in the F.I.R. and the other accused was subsequently arrested. The present petitioner was arrested in this case on 04.08.2018 and the trial of the case still to take some more time, so the petitioner be released on bail.

Learned State counsel, on instructions from ASI Satwant Singh, has affirmed the fact that the petitioner was not named in the F.I.R. and no recovery was effected from him on the spot, rather the recovery was effected

Having considered the above facts that the petitioner was not named in the F.I.R. nor any recovery was effected from him, rather the recovery was effected from co-accused, the petitioner is in custody since 04.08.2018, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. The petitioner is ordered to be admitted on regular bail on furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

10.12.2018
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No