

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

Crl. Misc. No.M-46629 of 2018

Date of Decision:- 29.10.2018

Ram Naresh

....Petitioner

vs.

State of Punjab

....Respondent

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Harsh Manocha, Advocate,
for the petitioner.

Mr.Kirat Singh Sidhu, DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner seeks regular bail in case FIR No.262 dated 21.12.2017 registered at Police Station Division No.6, District Ludhiana, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody since 21.12.2017. The investigation is complete but examination of PWs has not yet started. There is no other criminal case pending against the petitioner and co-accused-Mani Ram has already been released on regular bail. Thus, the petitioner also deserves the same concession.

Custody certificate dated 29.10.2018 prepared by Sh. Iqbal Singh Dhaliwal, PPS, Deputy Superintendent, Central Prison, Ludhiana, has been filed in Court today and is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 10 months and 05 days and there is no other criminal case pending against him.

On being asked, learned State counsel admits that examination of PWs has not yet commenced.

It is, thus, apparent that the trial is not likely to be concluded at an early date. The petitioner does not have any other criminal case pending against him and, thus, keeping him in custody indefinitely would not serve any purpose.

In view of the above, this petition is allowed and the petitioner-Ram Naresh is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of learned trial Court concerned.

October 29, 2018
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No