

Crl. Misc. No. M-52201 of 2018

Date of Decision: December 04, 2018

Gurpreet Singh @ Gopi

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTALPresent: Mr. S.P.S. Sidhu, Advocate
for the petitioner

Mr. Luvinder Sofat, AAG Punjab

Sudhir Mittal, J. (Oral)

The petitioner- Gurpreet Singh @ Gopi son of Major Singh, seeks regular bail in FIR No.63 dated 30.01.2018, registered at Police Station Sadar Jagraon, District Ludhiana, under Sections 67 of Information Technology Act, 2000, Sections 21 and 22 of the NDPS Act, 1985, Section 25 of the Arms Act, 1959 and Sections 379, 411, 506 IPC.

According to the contents of the FIR, the police intercepted a vehicle in which the petitioner and his co-accused were seated. From co-accused Karajpal Singh allegedly 500 grams of Heroin was recovered. The petitioner allegedly ran away from the spot and was apprehended after chase, leading to recovery of 32 bore revolver and 6 live cartridges.

Learned counsel for the petitioner submits that the petitioner has been in custody since 20.02.2018. The trial is not likely to be concluded at an early date as charge has not yet been framed. There is no other criminal case pending against the petitioner. On the basis of the alleged recovery, a separate FIR was registered under the Arms Act, 1959, in which the petitioner has been granted regular bail.

So far as the present FIR is concerned, no recovery has been effected

from the petitioner and similarly situated co-accused Gurjeet Singh @ Gopi has

been granted regular bail by this Court vide order dated 28.09.2018 passed in CRM-M-42032-2018.

Custody certificate dated 04.12.2018 prepared by Sh. Iqbal Singh Dhaliwal, PPS, Deputy Superintendent, Central Jail, Ludhiana, has been filed in the Court today and the same is taken on record.

According to this certificate, the petitioner has undergone actual custody of ten months. There is no other criminal case pending against the petitioner except FIR No. 66 dated 30.01.2018 referred to hereinabove, in which he has been released on regular bail.

In view of the above facts and circumstances, the petitioner is also entitled to grant of regular bail.

Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

December 04, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No