

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

217

CRM-M-3461-2019 (O&M)
Date of Decision : 21.2.2019

Sukhdev Singh @ Seba

....Petitioner

vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Sukhdev Singh Sidhu, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C for grant of regular bail to the petitioner in case FIR No.156 dated 20.6.2018 registered under Sections 22 of NDPS Act and 61 of Punjab Excise Act 1914, at police station Talwandi Sabo, District Bhatinda.

Learned counsel for the petitioner has argued that as per the allegations in the FIR police had received a secret information that petitioner and his son were dealing in narcotic. Thereafter, during day time the petitioner and his son was seen driving on a scooty which was stopped by the police party. Yet very strangely the petitioner (who is 60 years old) is stated to have escaped form a police party of 5 persons with weapons. The son of the petitioner is in custody.

Custody certificate dated 21.2.2019 by way of affidavit of

Sukhwinder Singh, PPS, Deputy Superintendent Central Jail, Bhatinda has been filed on behalf of the respondent-State, the same is taken on record. Copy has been supplied to the opposite counsel. As per the custody certificate the petitioner has been in custody for 6 months and 17 days.

Learned DAG on instructions from ASI Hardeep Singh has pointed out that as per the custody certificate the petitioner is an accused in many cases and has been convicted in couple of cases.

Without commenting on the merits of the case, keeping in view the above facts and the period of incarceration already suffered by the petitioner, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly, Bail to the satisfaction of the concerned Trial Court/Duty Magistrate.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

21.2.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No