

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

222

CRM-M-5779-2019.

Date of Decision: 08.05.2019.

Jand Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Anantdeep Singh Sandhu, 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 is for grant of regular bail to petitioner Jand Singh in case F.I.R. No.97 dated 27.09.2017 under Section 22/25/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Mehna, District Moga.

Learned counsel representing the petitioner contended that nothing was recovered from the present petitioner in this case, rather the recovery was effected from co-accused Rajwinder Singh. Moreso, co-accused Ajaib Singh, who was also facing similar allegations has already been granted anticipatory bail by this Court vide order dated 26.03.2019 passed in CRM-M-7571 of 2018. The petitioner is in custody since 23.09.2018 and trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so the petitioner be released on bail.

Learned State counsel has affirmed the period of detention of the petitioner and the factum of release of co-accused Ajaib Singh on anticipatory bail.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to any of the party and taking into consideration the fact that the petitioner is in custody since 23.09.2018, co-accused Ajaib Singh has already been granted anticipatory bail by this Court vide order dated 26.03.2019 passed in CRM-M-7571 of 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. Petitioner-Jand Singh is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

08.05.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No