

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

CRM-M-13834-2019 (O&M)

Date of decision: 22.05.2019

Punjab Singh @ Punjab Singh Bajwa

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. R. S. Sidhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

CRM-16797-2019

Allowed as prayed for.

Documents are taken on record as Annexure P-3 to
Annexure P-9.

CRM-M-13834-2019

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 82 dated 18.12.2017, registered under Sections 21 and 29 of the NDPS Act, 1985 and Sections 411 and 414 of the IPC at Police Station Sarai Amanat Khan, District Tarn Taran.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR and he was involved on the disclosure of one co-accused Jobanjit Singh.

Learned counsel for the petitioner further submits that while granting regular bail to aforesaid co-accused Jobanjit Singh, vide order

dated 22.04.2019 passed in CRM-M-32727-2018, it was observed that even that accused was not arrested at the spot and the recovery was effected from his mother and brother, namely Jaswant Kaur and Manjot Singh, respectively.

Learned counsel for the petitioner further submits that during investigation, the aforesaid two persons, Jaswant Kaur and Manjot Singh, were found innocent.

Learned State counsel, on the basis of the custody certificate dated 01.04.2019, has, however, opposed the prayer of the petitioner and submitted that petitioner is involved in number of other cases.

In reply, learned counsel for the petitioner has relied upon Annexure P-3 and Annexure P-7, vide which, the petitioner has been granted concession of bail in the other FIRs.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that co-accused of the petitioner, namely Jobanjit Singh, on whose disclosure, the petitioner was involved in the present FIR, has already been granted concession of regular bail as noticed above; petitioner is on bail in other cases and also in view of the fact that trial is likely to take a long time as out of 21 prosecution witnesses, none has been examined so far, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

22.05.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*