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

**CRM-M-13812-2019(O & M)
Date of Decision: 15.05.2019**

Balkar Singh @ Baggu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Davinder Singh Khurana, Advocate
for the petitioner.

Mr. H.S.Sitta, AAG, Punjab.

MANOJ BAJAJ, J.(Oral)

Petitioner-Balkar Singh @ Baggu has prayed for grant of regular bail in case FIR No.32 dated 07.08.2018 under Sections 21/61 of NDPS Act, 1985 registered at Police Station Arif Ke District Ferozpur. The petitioner is in custody since 08.08.2018.

Learned counsel for the petitioner contends that the petitioner was apprehended on a secret information on 08.08.2018. However, no recovery was effected. It is the case of the prosecution that the petitioner has suffered a disclosure statement pursuant to which recovery of 540 gms of Heroin was effected from the border. However, he has no concern with the alleged recovery.

On the other hand, learned State counsel assisted by the Investigating officer opposed the bail application. However, it is not disputed by the learned State counsel that the trial is likely to consume a considerable time.

Considering the above background of the case and the stage of the trial, further custody of the petitioner is not justifiable. Therefore, without meaning any expression of opinion on the merits of the case petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

The petition is allowed.

15th May, 2019
shabha

(MANOJ BAJAJ)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : *Yes/No*