

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-13970-2019 (O & M)
Date of Decision: September 06, 2019

UJJWAL BABU

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. C.S. Singhal, Advocate for the petitioner.

Mr. K.K. Bheniwala, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 82, dated 09.10.2018, under Section 22 of the NDPS Act, registered at Police Station Kheri Gandian, District Patiala.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and no recovery has been effected from him. He further contends that the petitioner has been arraigned as an accused on the statement of co-accused. There is no other prima facie evidence which would connect the petitioner with the commission of the offence. He has relied upon the judgment in the case of **Surinder Kumar Khanna vs. Intelligence Officer, Directorate of Revenue Intelligence** reported as **2018 (3) RCR (Criminal) 954**. He is in custody for over 10 months since his arrest on 17.10.2018. The allegations in the FIR are that tablets and injections were recovered from the co-accused Satnam. The petitioner is not involved in any other case.

Learned State counsel states that the investigation has been completed and 02 out of 12 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner especially when no recovery has been effected from the petitioner, he has been arraigned as an accused on the statement of the co-accused, he is not involved in any other case, he is in custody for over 10 months and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

September 06, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No