

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

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CRM-M-20913-2019.

Date of Decision: 13.05.2019.

Jaswant Singh alias Babla

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. J.K. Singla, Advocate for the petitioner.

Mr. Rajat Bansal, Assistant Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner Jaswant Singh alias Babla in case F.I.R. No.79 dated 10.04.2019 under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Sadar Mansa, District Mansa.

As per prosecution, the allegations against the petitioner are that two drums containing 500 Kgs and 200 Kgs of Lahan and 10 bottles of illicit liquor were recovered from his cowshed.

Learned counsel representing the petitioner contended that the petitioner is in custody since 10.04.2019, the offence alleged against the petitioner is triable by the Court of Magistrate; 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 he be released on bail.

Custody certificate filed by learned State counsel is taken on record.

Learned State counsel affirmed the period of detention of the petitioner since 10.04.2019.

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 10.04.2019, the offence being triable by the Court of Magistrate; 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-Jaswant Singh alias Babla is ordered to be admitted to regular bail on her furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

13.05.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No