

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-50308-2018

Date of decision: 28.05.2019

Happy

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. B.D. Sharma, Advocate
for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.127 dated 28.06.2017 under Section 22 of NDPS Act, registered at Police Station Maqsudan, District Jalandhar (Rural).

Learned counsel for the petitioner submits that the petitioner was not arrested at the spot and he was nominated on the basis of disclosure statements made by Mandeep Kumar @ Deep and Paramjit Singh @ Sandhi, who were already granted the concession of regular bail vide orders dated 29.10.2018 and 16.08.2018 passed in CRM-M-37384-2018 and CRM-M-1004-2018 respectively. It is further argued that the petitioner is in custody since 27.08.2017 and the case is still at the stage of recording the prosecution evidence and it will take long time in conclusion of the trial.

Learned State counsel, on the basis of custody certificate, has not

disputed the factual position, however, submitted that the petitioner is involved in one more case.

Without commenting anything on merits of the case, considering the fact that co-accused of the petitioner, who were arrested at the spot, have already been released on regular bail and the petitioner is in long custody, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

28.05.2019

vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No