

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-26038 of 2019 (O&M)

Date of decision: 06.09.2019

Sarwan Singh @ Ladi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. G.S. Bawa, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

Prayer in the petition is to grant regular bail in FIR No.126 dated 13.07.2018 registered under Section 363 of the Indian Penal Code (Section 363-A of IPC added later on), at Police Station Cantonment, District Amritsar.

Learned counsel for the petitioner submits that the petitioner has been nominated on the statement of co-accused-Neelam, credibility whereof is very weak. He further submits that the petitioner is not named in the FIR. He further submits that the challan has been presented and the petitioner is in custody since 20.02.2019. .

Learned State counsel, on instructions from ASI Satnam Singh, has submitted that there is another case against the petitioner under NDPS Act, 1985, although, in the aforesaid case, he has been released on bail. He further submits that the petitioner is the main accused. On a pointed

question, learned State counsel admitted that apart from disclosure statement of Neelam, no further evidence has been collected.

Without commenting on the merits of the case and keeping in view the fact that the trial of the case is likely to take a long time, the petitioner is directed to be released on regular bail subject to furnishing of adequate personal/surety bonds to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

Accordingly, the present petition is allowed.

06.09.2019
D.Bansal

(ANIL KSHETARPAL)
JUDGE

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