

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

Sr. No.210

CRM-M-37624-2019

DECIDED ON: December 13, 2019

KULWANT SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Gurpal Singh Sandhu, Advocate, for the petitioner.

Mr. P.S. Walia, AAG, Punjab.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks regular bail in case FIR No. 134 dated 23.07.2019 registered under Section 22 of the NDPS Act, 1985 at Police Station City Malout, District Sri Muktsar Sahib on account of alleged recovery of 1000 tablets of 'alprazolam' and recovery of ₹95,000/- in cash.

2. Learned counsel for the petitioner submits that the petitioner has been in custody in excess of 04 months. There is no other criminal case pending/decided against him. The trial is not likely to be concluded at an early date as the charges have yet not been framed. Whether the recovery was made from the petitioner or not is debatable. Thus, regular bail be granted to the petitioner.

3. Custody certificate dated 13.12.2019 prepared by Sh. Sukhjinder Singh, Deputy Superintendent, District Jail, Sri Muktsar Sahib has been filed in Court. The same is taken on record. According to

this certificate, the petitioner has undergone actual custody of 04 months and 17 days and there is no other criminal case pending/decided against him.

5. Under the circumstances, it is apparent that the trial is not likely to be concluded at an early date. The petitioner does not have any criminal antecedents and thus, no useful purpose would be served by keeping him in custody indefinitely.

6. The petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(SUDHIR MITTAL)
JUDGE

Yes/No

Yes/No