

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

CRM-M No. 47847 of 2019(O&M)

Date of decision: - 14.11.2019

MOHSIN @ SONU

...Petitioner

Versus

U.T. CHANDIGARH

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Rakesh Mohan Jain, Advocate for the petitioner.

Mr. Lalit K. Gupta, Addl. PP, UT Chandigarh.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed the present petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 254 dated 19.07.2017 registered under Section 21 of Narcotic Drugs and Psychotropic Substances (NDPS) Act, 1985, at Police Station Sector-34, Chandigarh.

Heard.

Learned counsel for the petitioner states that the petitioner had been appearing regularly in this case but he could not appear on one date and as such was declared P.O. on 10.12.2018. It is further contended that the petitioner was arrested on 17.01.2019 in another case, in which he has since been granted bail.

Learned Addl. PP, UT Chandigarh, placed on record the custody certificate by way of affidavit of Amandeep Singh, C.P.S., Deputy Superintendent, Model Jail, Chandigarh, which shows the total undertrial

period of the petitioner as 8 months 22 days.

On the instructions from ASI Baljinder Singh, learned Addl. PP, UT Chandigarh, has brought to the notice of this Court that till now out of 13 prosecution witnesses, 5 witnesses have been examined.

Without commenting anything on the merits lest it should prejudice the case either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(HARNARESH SINGH GILL)
JUDGE

14.11.2019

Mangal Singh

Whether reasoned/speaking?	Yes
Whether reportable?	No