

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

Sr. No.210

CRM-M-57288 of 2018

DECIDED ON: February 28, 2019

CHARANJIT SINGH @ KAKA

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.S. Kainth, Advocate, for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks grant of regular bail in case FIR No. 116 dated 27.06.2018, registered at Police Station City Nawanshahar, District SBS Nagar, under Section 15/29 of NDPS Act, 1985 (P-1).

Learned counsel for the petitioner submits that the petitioner has been in custody for more than 07 months. The trial is not likely to be concluded at an early date as only 04 PWs have been examined out of a total of 16 PWs. There is no other criminal case pending/decided against the petitioner and thus, he may be granted regular bail.

Custody certificate dated 28.02.2019 prepared by Sh. Iqbal Singh Dhaliwal, Deputy Superintendent, Central Jail, Ludhiana has been filed in Court. The same is taken on record. According to the custody certificate, the petitioner has undergone actual custody of 07 months and 20 days and there is no other criminal case pending/decided against him.

The aforementioned factual submissions made on behalf of the petitioner have not been disputed by the learned State counsel.

Thus, keeping in view the custody period of the petitioner as well as fact that there are no other cases under the NDPS Act, 1985, pending against him, no useful purpose would be served by keeping him in custody indefinitely. The trial is not likely to be concluded at an early date as large number of prosecution witnesses remain to be examined. Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned, at Shaheed Bhagat Singh Nagar.

February 28, 2019

Ankur

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No

(SUDHIR MITTAL)
JUDGE