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

CRM-M-49659 of 2019

Date of decision: December 10, 2019

Parvez Ahmad alias Ahemad

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Ankur Mittal, Advocate for the petitioner.

Mr. V.G. Jauhar, Senior DAG Punjab.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of bail pending trial to the petitioner, in FIR No.253 dated 29.06.2019, under Sections 21, 22, 25, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Barnala, District Barnala.

As per prosecution case, petitioner has been implicated on the basis of disclosure made by co-accused-Jatin Kumar @ Jony.

Contentends that the petitioner is in custody since 01.10.2019. Also contends that the petitioner has neither been named in the FIR; nor any recovery has been effected from him, rather, he has been nominated, in this case, on the basis of disclosure made by co-accused-Jatin Kumar @ Jony. Further contends that there is no other case pending against the petitioner.

The above factual position is duly acknowledged by learned State counsel, on instructions from SI Parminder Singh.

Heard both sides and perused the paper-book.

Since the investigation is already over and neither the petitioner has been named in the FIR; nor anything has been recovered from him; thus, the trial will take sufficient long time. Therefore, further incarceration of the petitioner would not serve any purpose.

In view of the above, this petition is allowed. Petitioner is ordered to be released on bail, in this case, on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

The petitioner shall fully co-operate with learned trial Court without seeking any unnecessary adjournments.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

December 10, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No