

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

1. CRM-M-56004-2018

Anmol Datta

.... Petitioner

Versus

State of Punjab

.... Respondent

2. CRM-M-56080-2018 (O&M)

Rahul

.... Petitioner

Versus

State of Punjab

.... Respondent

Date of Decision: 31.01.2019

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Arnav Sood, Advocate
for the petitioner (in CRM-M-56004-2018).

Mr. PS Hundal, Advocate
for the petitioner (in CRM-M-56080-2018).

Mr. Harpreet Multani, AAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

By this common order, two above titled petitions filed under Section 439 Cr.P.C., for grant of regular bail to petitioners, namely; Anmol Datta and Rahul, are being disposed of arising out of FIR No. 158 dated 22.10.2018 registered under Section 25 of the Arms Act and Section 22 of the NDPS Act at Police Station Sadar, Hoshiarpur. For brevity, the facts are being extracted from CRM-M-56004-2018.

According to the prosecution, on 22.10.2018, the petitioners

along with their co-accused Kulwant Singh @ Gopa, were intercepted. On their search, 49 grams of narcotic was recovered from Kulwant Singh @ Gopa, whereas one country made pistol and one live cartridge were recovered from Rahul (petitioner in CRM-M-56080-2018) and Anmol Datta (petitioner in CRM-M-56004-2018), respectively.

Learned counsel *inter alia* contend that both the petitioners have falsely been implicated in the instant case. They are in custody since 22.10.2018. Both the petitioners are students. Their further custody with other hardcore criminals in jail, would ruin their career being influenced from them, in their tender age around 19 years. Conclusion of trial may take long time. No useful purpose would be served by detaining them in jail.

On the other hand, learned State counsel vehemently opposed the submissions of learned counsels for the petitioners.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, both the petitions are allowed. Consequently, petitioners, namely; Anmol Datta and Rahul, are ordered to be released on bail pending trial, on their furnishing adequate bail and surety bonds to the satisfaction of trial Court/Duty Magistrate, concerned.

January 31, 2019
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(RAMENDRA JAIN)
JUDGE

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