

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

CRM-M-1878 of 2020

Date of Decision: 23.01.2020

Gurharmanjeet @ Haraman @ Soni

..... *Petitioner*

V/s.

State of Punjab

.....*Respondent*

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Gagandeep Singh Virk, Advocate,
 for the petitioner.

 Ms. Jasleen Kaur Sidhu, AAG, Punjab.

Vivek Puri, J

The petitioner has prayed for grant of regular bail in FIR No. 182 dated 24.08.2019 under sections 22, 25, 29, 61 and 85 of NDPS Act, 1985, registered at Police Station Sadar Jagraon, Ludhiana Rural, District Ludhiana.

Initially, the recovery was effected from Aman Garg @ Babbal and Deepak Kumar @ Deepu. During the course of interrogation by Aman Garg, the names of Jagtar Singh and Gurharmanjeet Singh were also nominated as co-accused. Accordingly, on 27.08.2019, both of them were arrested and 120 tablets of Tramadol Hydrochloride alongwith ₹50,000/- were recovered from Jagtar Singh whereas 100 tablets of Tramadol Hydrochloride and ₹25,000/- were recovered from the petitioner.

It is stated that Jagtar Singh-co accused has been granted bail after remaining in custody for a period of three months and moreover, the

quantity of the contraband and cash recovered from him, was higher than those recovered from the present petitioner. The arrest of the petitioner was effected on 27.08.2019 and he is in custody for a period of more than five months.

The petitioner is seeking parity with Jagtar Singh-co accused who has been extended the benefit of bail by the Co-ordinate Bench vide order dated 10.12.2019 in CRM-M No. 46730 of 2019.

Learned State counsel has not been able to distinguish the case of the petitioner from the said co-accused. As stated, the investigation of the case is complete and the challan has also been presented in the Court.

Considering the above and the fact that the trial is likely to consume some time, further detention of the petitioner may not be justified. Therefore, without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

23rd January, 2020

Sonia Puri

(Vivek Puri)
JUDGE