

CRM-M-7141-2019

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

CRM-M-7141-2019 (O & M)

Date of Decision: 27.02.2020

Parveen Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Nakul Sharma, Advocate,
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

HARNARESH SINGH GILL, J.(Oral)

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Allowed as prayed for. Annexures P-3 to P-5 are taken on record, subject to all just exceptions.

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Through this petition, the petitioner seeks regular bail in case FIR No.54 dated 28.06.2018, registered at Police Station Bahanwala, District Fazilka, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for brevity, 'NDPS Act').

Learned counsel for the petitioner contends that 4900 tablets of Tramadol Hydrochloride were allegedly recovered from Wagnor Car and the petitioner is not owner of the same. There is no independent witness in the present case. There is no other case pending or decided against the petitioner under the NDPS Act. The petitioner has been in custody since

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bail vide order dated 10.10.2018 passed in CRM-M-38710-2018 by a Coordinate Bench.

Learned State counsel, on instructions from HC Kuldeep Singh, does not dispute the custody period of the petitioner, however, states that out of 11 prosecution witnesses, 03 witnesses have been examined.

I have heard learned counsel for the petitioner and the learned State counsel.

The petitioner has been in custody since 28.06.2018. The trial of the case would take time to conclude. Moreover, co-accused, Gurpreet Singh has already been granted regular bail vide order dated 10.10.2018 passed in CRM-M-38710-2018. Therefore, no useful purpose would be served by keeping him behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

27.02.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No