

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CRM-M-11637-2020****Date of decision: 03.06.2020****Harmandeep Singh @ Lavi****....Petitioner****V/s.****State of Punjab****.....Respondent****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Monty Goyal, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Ritu Bahri, J. (Oral)

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case F.I.R. No. 154 dated 26.08.2014 u/s 22, 25, 61 of NDPS Act, 1985, registered at Police Station Sadar Khanna, District Ludhiana.

Learned counsel for the petitioner while referring to the order dated 12.12.2019 contends that the petitioner was declared proclaimed offender vide order dated 15.12.2016 by the Court of Sh. Gurnam Singh, the then learned Judge Special Court, Ludhiana. Thereafter the petitioner was arrested on 17.09.2019 and supplementary challan was presented against him. He contends that he is entitled to regular bail as other co-accused who faced trial in the same FIR has since been acquitted vide judgment dated 01.02.2018 (Annexure P-2).

Learned counsel for the State has vehemently opposed grant of regular bail keeping in view that the petitioner was declared proclaimed offender.

However keeping in view that other co-accused has been acquitted vide judgment dated 01.02.2018 (Annexure P-2) and the fact that

trial may still take some time for its conclusion, this Court feels that there is no need to detain the petitioner any longer. Accordingly, this petition is allowed and the petitioner is ordered to be enlarged on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

03.06.2020

Divyanshi

**RITU BAHRI
(JUDGE)**

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