

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

**CRM-M-12610-2020 (O&M)
Date of Decision : 02.07.2020**

Surjit Singh Petitioner

Versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Ashok Giri, Advocate
for the petitioner.

Mr. Bhupinder Beniwal, AAG, Punjab.

RAMENDRA JAIN, J. (Oral)

Case has been taken up for hearing through video conferencing.

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.354 dated 14.10.2019, registered under Section 15 of the Narcotic Drugs & Psychotropic Substances Act, at Police Station Phillaur, District Jalandhar.

According to prosecution on 14.10.2019, a car, being driven by co-accused Harpreet Gaggi was intercepted. From the said car, six bags, containing 100 kg poppy husk was recovered. Petitioner and co-accused Tejinder Singh succeeded in fleeing away. They were arrested later on.

Learned counsel contends that petitioner is a heart patient. His heart is functioning only to the extent of 30%. Co-

accused Tejinder Singh has already been granted bail vide order dated 20.11.2019 of a Coordinate Bench in CRM-M-49195-2019 whereas petitioner is in custody since 17.10.2019. Conclusion of trial may take long time. No useful purpose would be served by detaining the petitioner any more in jail.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner. He has filed a custody certificate dated 01.07.2020. The same is taken on record.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner Surjit Singh is ordered to be released on bail during pendency of trial, if not required in any other case, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

02.07.2020
mamta

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No