

CRM-M-15312-2020

Date of decision: 01.07.2020

Amandeep Singh

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. H.P.S. Ishar, Advocate
for the petitioner.**FATEH DEEP SINGH, J.(ORAL)**

Mr. Pawan Sharda, Senior DAG, Punjab puts in appearance on behalf of the State on his own.

Petitioner-Amandeep Singh, who is accused in this case has sought this first regular bail application registered by way of FIR No.22 dated 08.02.2020 under Sections 22 and 29 of the NDPS Act registered at Police Station Longowal, District Sangrur has sought regular bail under Section 439 Cr.P.C.

The present case was got registered on the basis of secret information that one, Darshan Singh @ Darshi and Sandeep Singh @ Kuggad were carrying on nefarious trade of selling intoxicating tablets and the petitioner was instrumental in supplying the same on the basis of which the petitioner was arrested on 08.02.2020. On the person of co-accused/non-applicant, 2300

intoxicating tablets were recovered.

Learned counsel for the petitioner *inter alia* contends that nothing is recovered from the possession of the petitioner in the present case and no offence is made out.

The learned State counsel has vehemently opposed the bail on the grounds that subsequently, in another case, the petitioner has been arrested with the contraband and is not entitled to any relief.

Going through the submissions of the two sides the petitioner, admittedly, has been arrested and nothing has been recovered from his possession in the present case. To the specific query of this Court, the learned State counsel fairly concedes that there is no evidence in the commission of offence in the present case. In light of the same and the period of incarceration together with the fact that the investigation and trial is not likely to be concluded in the near future and this Court is of the opinion that no useful purpose will be served by keeping the petitioner in custody in the present case. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands disposed off accordingly.

01.07.2020
Neha

(FATEH DEEP SINGH)
JUDGE

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