

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.210

CRM-M-15782-2020
Date of decision : 16.9.2020

Mohammed Shahid

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. P.S. Sekhon, Advocate, for the petitioner.

Mr. H.S. Sitta, AAG, Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.29 dated 23.2.2020, registered at Police Station City Rampura, District Bathinda, under Section 22 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody since the date of the FIR. Challan has been presented, but the charges have not yet been framed, thus, the trial is not likely to be concluded at an early date. There is no other criminal case pending against the petitioner. Further, the police has shown this case to be one of chance recovery and thus, false implication cannot be ruled out.

Custody certificate dated 15.9.2020 has been presented in Court (in connected case viz. CRM-M-24786-2020) and the same is taken on record. According to this certificate, the petitioner has undergone actual custody of 06 months and 18 days and there is no other criminal case pending against him.

Learned State counsel concedes the submissions made by learned counsel for the petitioner regarding the status of the trial.

Thus, without commenting upon the merit of the case and keeping in view custody period of the petitioner and the fact that the trial is not likely to be concluded at an early date and also that there is no other criminal case pending against him, I deem it appropriate to grant regular bail to the petitioner. Accordingly, the petition is allowed and petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

16.9.2020
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No