

206-A

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH.

CRM-M-16778 of 2020 (O&M)  
Date of Decision: 13.07.2020.

**Balkaran Singh**

....Petitioner.

Versus

**State of Punjab**

....Respondent.

**CORAM: HON'BLE MR. JUSTICE LALIT BATRA**

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**Present:** Mr. Chandan Singh Rana, Advocate  
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

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**Lalit Batra, J.(Oral)**

Case has been taken up for hearing through Video  
Conferencing.

**CRM No.14537 of 2020**

Application is allowed as prayed for.

**CRM-M-16778 of 2020**

Present petition under Section 439 Cr.P.C is for grant of  
regular bail to petitioner-**Balkaran Singh** in case F.I.R. No.20 dated  
19.02.2020 under Sections 22 and 29 of NDPS Act registered at Police  
Station Jaitu, District Faridkot.

Learned counsel for the petitioner *inter alia* contends that

petitioner has no nexus whatsoever with the alleged offence. He further submits that co-accused namely Gurcharan Singh @ Charni has already been released on bail by this Court, vide order dated 10.07.2020. He further submits that even otherwise alleged recovery of 470 tablets of Tramadol from the petitioner falls within non-commercial quantity. He further submits that petitioner is in custody since 23.02.2020 and he is no more required by the Police for any investigation purpose. He further urges that challan has already been presented in the Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 23.02.2020; that petitioner is no more required by the Investigating Agency for investigation purpose; that challan has already been presented in the Court and since consequent trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

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In view of above, instant petition for grant of regular bail moved by petitioner-**Balkaran Singh** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Chief Judicial Magistrate/Trial Court/Duty Magistrate, Faridkot, as the case may be.

(LALIT BATRA)  
JUDGE

13.07.2020

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