

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

CRM-M No.18388 of 2020

Date of decision : October 15, 2020

Angrej Singh @ Geju

..... Petitioner

Versus

State of Punjab

..... Respondent

(IN VIRTUAL COURT)

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Vishavdeep Singh Rana, Advocate for the petitioner.

RAJBIR SEHRAWAT, J. (ORAL)

The present petition has been filed by the petitioner under Section 439 Cr.PC for grant of bail pending trial in case FIR No.187 dated 04.10.2019, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Samana, District Patiala.

It is contended by learned counsel for the petitioner that the case against the petitioner is totally concocted. In fact on the date when the present case was registered, the petitioner was already in custody in another case, in which the petitioner now stands acquitted. Nothing has been recovered from the petitioner. There is no material connecting the petitioner to the material recovered in this case. The petitioner is in custody since 11.10.2019. The investigation of the case is complete. Therefore, the petitioner is not required for any investigation purposes. Hence, the petitioner deserves the concession of bail pending trial.

Notice of motion.

Mr. Ajay Pal Singh Gill, DAG, Punjab, accepts notice on behalf of the State.

Learned State counsel, being instructed by ASI Ranjit Singh, has submitted that the name of the petitioner had surfaced through the disclosure statement of the co-accused from whom the recovery of 252.34 grams of Tramadol Hydrochloride, which is commercial quantity of the prohibited substance, was recovered. However, it is not disputed that there is no recovery from the petitioner and that the petitioner was in custody on the date when the said case was registered. It is also not disputed that the petitioner is in custody since 11.10.2019 and the investigation of the case is complete.

In view the above, but without commenting any further on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

(RAJBIR SEHRAWAT)
JUDGE

October 15, 2020

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No