IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.205

CRM-M-18775-2020
Date of decision : 29.10.2020

Dalwinder Singh @ Jiti ..... Petitioner

VERSUS

State of Punjab ..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Arun Singla, Advocate, for the petitioner.

Mr. J.P. Ratra, DAG, Punjab.

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SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.58 dated 18.4.2019, registered at Police Station Sarabha Nagar, Ludhiana, under Sections 21 and 29 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody in excess of 1 ½ years. The trial is not likely to be concluded at an early date as examination of PWs has not yet started, till date. Co-accused, namely, Sandeep Singh @ Top has been granted regular bail by this Court vide order dated 25.9.2020 passed in CRM-M-40890-2019. Thus, the petitioner may also be released on regular bail.

Custody certificate dated 29.10.2020 has been produced in Court and the same is taken on record. According to this certificate, the petitioner has undergone actual custody of 01 year, 06 months and 07 days and there is one other case under the NDPS Act, 1985 pending against him.

Learned State counsel concedes that examination of PWs has not yet commenced.

Thus, it is evident that the trial is not likely to be concluded at an early date and that co-accused, namely, Sandeep Singh @ Top has been granted regular bail by this Court vide order dated 25.9.2020 passed in

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CRM-M-40890-2019. On the principle of parity, the petitioner also deserves to be granted regular bail.

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

29.10.2020
Ramandeep Singh

Whether speaking / reasoned Yes / No

Whether Reportable Yes/ No

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