

CRM-M-20828-2020

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

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Date of Decision: 11.08.2020

Durga Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Rishu Mahajan, Advocate,
for the petitioner.

Mr. Amit Mehta, Sr. DAG, Punjab.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.35 dated 03.03.2020, registered at Police Station Khanna City-2, District Ludhiana, under Sections 21, 25 and 29 of the NDPS Act, 1985.

Learned counsel for the petitioner contends that recovery of 252-gram and 05-gram of heroin was effected from Sukhwinder Singh and Gaurav Raj Hans, respectively, that the petitioner has been indicted in the present case on the disclosure statement suffered by co-accused, and that co-accused, Gourav Raj Hans, has been granted regular bail vide order dated 01.05.2020 passed by the learned Additional Sessions Judge, Ludhiana.

On the other hand, learned State counsel opposes the prayer

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made in the present petition.

I have heard the learned counsel for the parties.

The factual matrix, as stated above by the learned counsel for the petitioner, could not be refuted by the learned State counsel on the basis of instructions received by him from the Investigating Officer.

The petitioner has been indicted in the present case on the disclosure statement of co-accused. Charges are yet to be framed. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

11.08.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No