

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

CRM-M-27133-2020
Date of decision: 15.12.2020

Jagsir Singh @ Seera

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. K. S. Sidhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 154 dated 13.12.2019, registered under Sections 18, 25, 29 of the Narcotic Drugs & Psychotropic Substances Act, 1985 at Police Station Tappan Mandi, District Barnala.

Learned counsel for the petitioner submits that as per the allegations in the FIR, registered on a secret information that Amarjit Singh and petitioner Jagsir Singh @ Seera are coming in a truck carrying some intoxicant material, the police apprehended them and recovered 06 Kgs. of Opium.

Learned counsel further submits that petitioner is neither the owner nor the driver of the truck as the truck was being driven by co-accused Amarjit Singh.

Learned counsel further submits that petitioner is the first offender and he is not involved in any similar case.

Learned counsel for the petitioner further submits that petitioner is in judicial custody for the last about one year and since challan has been presented only on 27.08.2020, it will take a long time in conclusion of trial as total 11 prosecution witnesses have been cited.

Learned counsel further submits that one of the co-accused of the petitioner, namely Rekha, has already been granted concession of anticipatory bail by this Court, vide order dated 20.05.2020 passed in CRM-M-9054-2020. It is further submitted that another co-accused Lakhbir Singh has been granted concession of regular bail by this Court, vide order dated 30.06.2020 passed in CRM-M-4266-2020.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody for the last about one year; two of the co-accused have already been granted concession of anticipatory/regular bail as noticed above and also in view of the fact that conclusion of trial is likely to take some time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

15.12.2020

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No