

In the High Court of Punjab and Haryana at Chandigarh

215

**CRM-M-32018-2020 (O & M)
Date of Decision: October 15, 2020**

GURJIT SINGH @ KAKA

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Amaninder Preet, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.29 dated 13.03.2020, under Sections 15, 25, 29 of the NDPS Act, registered at Police Station Sehna, District Barnala.

Learned counsel for the petitioner contends that neither the petitioner was arrested at the spot nor any recovery has been effected from him. The recovery of poppy husk has been effected from the co-accused Jaswinder Singh @ Kala. He also contends that two similarly situated co-accused namely Gurvinder Singh and Jagdeep Singh have been granted anticipatory bail by the Coordinate Bench of this Court in CRM-M-12052-2020 on 02.07.2020. The petitioner is in custody for over 02 months and not involved in any other case under the NDPS Act.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for over 02 months. He upon instructions from ASI Joginder Singh states that although the challan has been filed but no prosecution witness has been examined.

In view of the submissions of learned counsel for the petitioner, especially when the petitioner is in custody for over 02 months, co-accused have been granted bail, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

October 15, 2020
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No