

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-48236 of 2019

Date of Decision: 28.09.2020

Wazir Singh

...Petitioner (s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mrs. Gursharan K. Mann, Advocate
for the petitioner.

Mr. Luvinder Sofat, A.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

The petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in FIR No.0151 dated 29.07.2018 under Sections 21 and 27-A of the NDPS Act registered at Police Station Lopoke, District Amritsar Rural.

Learned counsel for the petitioner has argued that it is on the basis of the statement of co-accused Bikramjit Singh, the petitioner has been named as an accused, whereas on similar set of allegations, the other co-accused namely Balak Singh and Sukhwinder Singh have already been granted anticipatory bail by this Court. The petitioner is in custody since 17.08.2019.

Learned State counsel does not dispute the custody of the petitioner and has very fairly admitted the fact that co-accused, who were similarly situated with the petitioner, have been granted anticipatory bail and that there is no other case pending against the petitioner under the NDPS Act.

I have heard learned counsel for the parties.

Considering the fact that the petitioner has been named as an accused on the basis of statement of co-accused Bikramjit Singh and other co-accused namely Balak Singh and Sukhwinder Singh have already been granted anticipatory bail by this Court, coupled with the fact the petitioner is in custody since 17.08.2019 and the trial in the case is not likely to be concluded in near future, this Court deems it appropriate to release the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

September 28, 2020
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(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No