

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

CRM-M-54772-2019 (O&M)

Date of decision: 09.01.2020

Babbu Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Navdeep Kalair, Advocate for
Mr. P. S. Mirpur, 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. 110 dated 13.06.2019, registered under Section 15 of the NDPS Act, 1985 at Police Station Sangat, District Bathinda.

Learned counsel for the petitioner submits that recovery effected from the petitioner and other co-accused is marginally higher than the commercial quantity.

Learned counsel for the petitioner further submits that petitioner is in judicial custody since 13.06.2019 and he is not involved in any other case.

It is further submitted that co-accused Harjinder Kaur and Amarjit Kaur have already been granted concession of regular bail by this Court vide orders dated 07.11.2019 and 26.11.2019 passed in CRM-M Nos. 36001 and 35427 of 2019, respectively.

Learned State counsel, on instructions from the Investigating Officer, has not disputed the factual position.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that petitioner is in judicial custody since 13.06.2019; he is not involved in any other case; co-accused have already been granted concession of regular bail as noticed above, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety to the satisfaction of the trial Court/Duty Magistrate concerned.

09.01.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No