

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

CRM-M-4259-2021

Date of Decision: 29.04.2021

Major Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Manish Verma, Advocate for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

HARINDER SINGH SIDHU, J

Prayer is for grant of regular bail in case FIR No.0058 dated 27.06.2018 under Sections 18,29 of NDPS Act and Sections 25,27 of the Arms Act registered at P.S. Special Task Force, STF Wingh, Phase-IV, SAS Nagar (however challan/final report presented under Sections 18,29,61,85 of NDPS Act and Sections 25,27,54 of Arms Act).

As per FIR, a secret information was received that the petitioner and Harjeet Kaur, who is relative of the petitioner are in business of selling opium illegally. It was also informed that the petitioner had kept illegal arms and ammunition. Both of them were stated to be travelling in a Swift Dzire Car No. PB29W6300 and if a naka was laid, they would be apprehended. Based on the secret information naka was laid. The car was intercepted. On search, a plastic polythene beneath driver seat which contained 5 kg. 500 grams opium was recovered.

Learned counsel for petitioner states that petitioner, who is serving as driver in the Punjab Police since 1995, has been falsely roped in due to departmental rivalry. The petitioner is having unblemished service

career and is not involved in any of illegal activities. He has old parents aged about 90 years.

There is no one in the family except the petitioner to look after his ailing parents as the brother of the petitioner is residing separately from his parents. The petitioner is in custody since 27.06.2019. The investigation of this case is complete and challan has been filed. The trial of case has not made any headway.

Without commenting anything on merit of case and also bearing in mind the fact that trial of case may take a long time, no useful purpose will be served by detaining petitioner behind bars till the conclusion of trial. Accordingly, petition is allowed. Petitioner Major Singh is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate Ludhiana.

This present petition stands accepted accordingly.

April 29, 2021
manoj

(Harinder Singh Sidhu)
Judge

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