

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

**CRM-M-5346-2021
Date of decision: 06.04.2021**

Deepak Arora

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Raj Kumar Gupta, 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. 139 dated 28.10.2020, registered under Sections 22, 25, 29 of the Narcotic Drugs & Psychotropic Substances Act, 1985 at Police Station Tapa Mandi, District Barnala.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered on a secret information against co-accused Avtar Singh @ Gagan, recovery of 1490 intoxicant tablets was effected. During investigation, one Jiwan Singh suffered a disclosure statement that about five months back, he had gone to Amritsar along with Sukhbir Singh who introduced him with petitioner Deepak Arora. While returning back, Sukhbir Singh disclosed to Jiwan Singh that petitioner Deepak Arora used to supply intoxicant materials to co-accused Avtar Singh.

Learned counsel for the petitioner further submits that petitioner was not named in the FIR; he was nominated on the disclosure of

the co-accused and after the arrest of the petitioner, no recovery was effected from him.

Learned State counsel submits that petitioner is the first offender; he is not involved in any other case; petitioner is in judicial custody for the last about six months and the prosecution evidence is yet to start.

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 for the last about six months; he is not involved in any other case; he was nominated on the disclosure of the co-accused and also in view of the fact that conclusion of trial is likely to take a long time as it is yet to start; 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.

06.04.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No