

In the High Court of Punjab and Haryana at Chandigarh

215

CRM-M-5391-2021 (O & M)

Date of Decision: February 11, 2021

FARIYAD HASSAN ALIAS MOHD. SAKIL

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikram Preet Arora, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.166 dated 17.11.2020, under Section 21 of the NDPS Act, registered at Police Station Shambu, District Patiala.

Learned counsel for the petitioner contends that the petitioner is neither named in the FIR nor any recovery has been effected from him. He has been arraigned as an accused on the statement of co-accused from whom intoxicating tablets were recovered. He is in custody for over 02 months and is 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 02 months and 10 days. He upon instructions from ASI Baljit Singh states that the matter is under investigation.

In view of the above, especially when no recovery has been effected from the petitioner, he has been arraigned as an accused on the statement of co-accused, he is in custody for over 02 months, he is not involved

in any other case under the NDPS Act, 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

February 11, 2021
A.Kaundal

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