

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

222

CRM-M-6275-2021

DATE OF DECISION: 23.11.2021

SAHIB SINGH ALIAS SABA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ashish Aggarwal, Advocate for the petitioner.

Mr. Amandeep Singh Gill, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is regular bail in FIR No.125 dated 06.10.2020, under Sections 21, 25, 29 of the NDPS Act, 1985, registered at Police Station Special Task Force, District SAS Nagar Mohali.

Learned counsel for the petitioner contends that no recovery has been effected from the petitioner who was stated to be driving the motorcycle. He further contends that the contraband had been recovered from the pocket of the co-accused who was pillion riding. The petitioner is not involved in any other case under the NDPS Act except one case in the year 2018 wherein recovery was slightly above the small quantity. The petitioner is in custody for over 1 year and 1 month.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 1 year, 1 month and 13 days. He also contends that challan has been filed but charges are yet to be framed.

Heard.

In view of the above, especially when no recovery is effected from the petitioner, he is in custody for over 1 year and 1 month, the

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 instant 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

23.11.2021

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No