

In virtual Court

CRM-M-10765-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10765-2021 (O&M)
Date of decision: 12.03.2021

Kulwinder Singh @ Kinder

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Abhimanyu Kalsy, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.141 dated 20.10.2019 under Section 22 of NDPS Act, registered at Police Station Doraha, District Khanna.

Learned counsel for the petitioner submits that the petitioner is in custody since 20.10.2019 and is not involved in any other case under NDPS Act. It is further submitted that as per allegations in the FIR, on receiving a secret information that the petitioner and co-accused Gurmukh Singh are involved in selling of the intoxicant injections, a raid was conducted and 45 injections of Buprenorphine were recovered. It is also submitted that there are certain flaws in the investigation, which need to be decided during the course of

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trial and since the challan stands presented and out of 13 prosecution witnesses, till date, none has been examined, therefore, on account of long custody of the petitioner, he may be granted the concession of regular bail.

Learned State counsel has filed the custody certificate dated 12.03.2021 in the Court today and has not disputed the factual position.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid submissions, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition stands disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

12.03.2021
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No