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

CRM-M-16412-2019 (O&M)

Date of Decision: 31.08.2021

Rajinder Kumar @ Bobby

..... Petitioner

Versus

State of Punjab

..... Respondent

CRM-M-8009-2019 (O&M)

Paramjit Singh @ Pamma

..... Petitioner

Versus

State of Punjab

..... Respondent

CRM-M-51784-2018

Sanamdeep Singh @ Jimmi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Yagyaang Ajay, Advocate,
for the applicant/petitioner (in CRM-M-16412-2019).

Mr. Karamjit Singh, Advocate &
Mr. Shivam Joshi, Advocate,
for the applicant/petitioner (in CRM-M-8009-2019).

Mr. Mandeep S. Sachdev, Advocate,
for the petitioner (in CRM-M-51784-2018).

Mr. B.S. Sewak, Addl. A.G., Punjab.

SUDIP AHLUWALIA, J. (ORAL)

CRM-27294-2021 in
CRM-M-16412-2019

Allowed as prayed for.

CRM-27296-2021 in
CRM-M-16412-2019

Applicant/petitioner is permitted to place on record the documents as Annexures P-11 to P-20, which happen to be firstly copy of order passed by this Court on 23.08.2021, and thereafter copies of the zimni orders passed by the Ld. Trial Court from 27.04.2021 to 10.08.2021.

Application stands disposed off.

CRM-28868-2019 in
CRM-M-8009-2019

Allowed as prayed for.

Main Cases:

These are three petitions for regular bail filed on behalf of the petitioner(s) under Section 439 Cr.P.C., in case FIR No.113 dated 01.07.2018, under Section 22 of the N.D.P.S. Act, registered at Police Station Division No.1, District Police Commissionerate, Jalandhar.

[2]. Ld. Counsel for the petitioner(s) draws attention of the Court to the earlier direction of this Court contained in the order passed on 19.04.2021, in which it was mentioned that summoning of any additional witnesses at this stage, if at all permitted by the Ld. Trial Court on merits, shall not be a ground to detain the petitioners any further in view of the long detention already undergone by them, provided it is ensured that from their side cross-examination of the originally cited witnesses is completed before taking up the matter for further consideration.

[3]. Ld. Counsel thereafter draws attention of the Court to Annexures P-16 & P-17, which are copies of the orders passed by the Ld.

Trial Court on 27.05.2021 and 04.06.2021, respectively, on perusal of

which, it transpires that cross-examination of the originally cited Prosecution Witnesses, namely, S.I. Brahm Lal and ACP Kulwant Singh was completed on behalf of the accused persons.

[4]. Thereafter, on 04.06.2021, the Ld. Trial Court adjourned the matter for considering a subsequent application under Section 311 of the Cr.P.C. for summoning some additional witnesses, which was ultimately allowed on 06.07.2021, vide order Annexure P-18. It transpires thereafter that evidence of the subsequently summoned witnesses has not yet been completed.

[5]. In these circumstances, without commenting any further on the merits of the present case as a whole, but considering the detention undergone by Rajinder Kumar @ Bobby (Petitioner in CRM-M-16412-2019) for a period of 2 years, 11 months and 25 days, Paramjit Singh @ Pamma (Petitioner in CRM-M-8009-2019) for a period of 2 years, 11 months and 27 days and Sanamdeep Singh @ Jimmi (Petitioner in CRM-M-51784-2018) for a period of 03 years and 07 days as on today, according to their Custody Certificates, and also the specific observation recorded in the previous order dated 19.04.2021, at this stage the prayer of the petitioners for regular bail is allowed and they are ordered to be released on regular bail subject to imposition of appropriate stringent terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[6]. Disposed off.

31.08.2021

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No