

CRM-M-21586-2020

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

CRM-M-21586-2020

Date of decision: 01.03.2021

Sukhwinder Singh @ Sukha

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. C.S.Jattana, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case FIR No.177 dated 30.08.2019, registered at Police Station Dharamkot, District Moga, under Section 22 NDPS Act, 1985.

Learned counsel for the petitioner contends that the petitioner has been in custody for the last 01 year and 05 months; that there is no other case pending or registered against him, and that co-accused, namely, Joti has since been enlarged on bail by this Court, vide order dated 20.12.2019 passed in CRM-M-53907-2019.

On the other hand, learned State counsel while opposing the prayer made in the prayer submits that recovery effected in the present case falls in commercial quantity. However, he submits that charges have since been framed and out of 14 prosecution witnesses, none of the witnesses has been examined so far.

I have heard the learned counsel for the parties.

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The petitioner has been in custody since 30.08.2019. No witness has been examined so far. Trial of the case would take time to conclude. The co-accused has since been released on bail. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

01.03.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No