

CRM-M-29070-2021

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

CRM-M-29070-2021

Date of decision: 02.08.2021

Joginder Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vipul Jindal, 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 second petition, the petitioner seeks regular bail in case bearing FIR No.11 dated 05.05.2018, registered at Police Station State Special Operation Cell, Amritsar, under Sections 21, 25 and 29 NDPS Act, 1985.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case; that the recovery of 500 gram heroin had allegedly been effected from the petitioner; that the petitioner has been in custody since 05.05.2018, and that there is no other case pending or registered against him.

On the other hand, learned State counsel while opposing the prayer made in the present petition, submits that the recovery effected from the petitioner falls under the commercial quantity. However, he does not dispute the custody period of the petitioner.

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I have heard the learned counsel for the parties.

The petitioner has been in custody since 05.05.2018. He is not involved in any other case. Trial is unlikely to conclude any time soon, especially due to Covid-19 situation. 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.

02.08.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No