

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-40641-2021

DATE OF DECISION: 22.12.2021

SARVJIT SINGH

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Satbir Rahor, Advocate for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.163 dated 21.04.2021, under Sections 188, 269, 270 IPC and Section 51(b) of the Disaster Management Act, 2005 and Sections 420, 120-B, 467, 468, 471 IPC and Sections 17-A(a), 17-B(d), 17-B(e), 18-C, 18-A, 27(b)(ii), 27(c), 28 of the Drugs and Cosmetics Act and Sections 3 & 7 of the Essential Commodities Act added later on during investigation), (now challan has been presented on 16.08.2021 under Sections 188, 269, 270, 420, 120-B, 467, 468, 471 IPC and Section 51 (b) of the Disaster Management Act, 2005, registered at Police Station Ambala Cantt., District Ambala.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that 24 packets containing Remedisivir injections were recovered from a car and co-accused Paras and Kanishik were arrested at the spot. The petitioner has been arraigned as an accused on the statement of co-accused Pardeep Kumar, who is the owner of the pharmaceutical company and had stated that the petitioner is his partner. He, however, contends that the petitioner is only a salaried employee of the company. He is in custody for about 7 months and no recovery has been

effected from him. He is not involved in any other criminal case. He also contends that the co-accused Dilpreet, Pawan Batra, Gopal Saini, Manoj Sharma, Ranjit Kumar and Aryan Chawla against whom the allegations are that they have also purchased said injections and sold them further, have been granted regular bail, orders of which are at Annexures P-4, P-5, P-7, P-8, P-9 and P-10 respectively.

Learned State counsel contends that the petitioner has allegedly received Rs.60,000/- from the sale of the fake injections. He further contends that Rs.10,000/- cash has been recovered from him. Custody certificate filed by the learned State counsel which indicates that the petitioner is in custody for a period of 6 months and 20 days.

Heard.

In view of the above, especially when the petitioner is in custody for over 6 months, co-accused have been granted bail, he is not involved in any other criminal case, 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

22.12.2021

SwarnjitS

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