

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

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CRM-M-36874-2020 (O&M)

Date of decision: 17.11.2021

Karnbir Singh @ Karambir Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Charanjit Singh Bakhshi, Advocate
for the petitioner.

Mr. HS Multani, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through this petition, petitioner seeks regular bail in case baring FIR No.113 dated 09.09.2019, registered under Sections 21 and 29 of the NDPS Act, 1985 and Section 25-54-59 of the Arms Act, 1959, at Police Station Basti Bawa Khel, Jalandhar.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that no recovery has been effected from the petitioner; that the petitioner has been in custody since 08.09.2019 and that there is no other case registered or pending against the petitioner.

Per contra, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel submits that it was on the basis of a secret information, the petitioner was apprehended and that the recovery of 1 kg heroin was effected from a car, which was being driven by co-accused, namely, Vikram Singh @ Vicky. He further submits that post presentation of the challan, prosecution witnesses are yet to be

examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 08.09.2019.

Prosecution witnesses are yet to be examined. There is no other case registered or pending against the petitioner. The trial is unlikely to conclude any time soon. 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.

17.11.2021

Renu Rawat

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No