

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

CRM-M-39185-2020

Date of decision:04.03.2021

Tarun Kumar

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Abhinav Gupta, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through Video Conferencing.

Status report by way of an affidavit dated 06.02.2021 of Deputy Superintendent of Police, Rural, Bathinda, filed in the Registry, is taken on record.

Custody certificate by way of an affidavit dated 03.03.2021 of Deputy Superintendent, Central Jail, Faridkot, filed through email, is also taken on record.

Through this petition, petitioner seeks regular bail in case bearing FIR No.105 dated 22.07.2019 registered under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Sadar Bathinda, District Bathinda.

Learned counsel for the petitioner states that no recovery has been effected from the petitioner and he has falsely been involved in the present case on the disclosure statement of the co-accused. It is further stated that the co-accused Ajay Kumar and Rakesh Kumar had already been

granted regular bail by the Coordinate Benches of this Court, vide orders dated 06.02.2020 and 13.03.2020 passed in CRM-M-4587-2020 and CRM-M-6644-2020 respectively, whereas the petitioner has been in custody since 14.10.2020 and there is no other case pending or registered against him.

Learned State counsel, while opposing the prayer for grant of regular bail, does not dispute the custody period of the petitioner. However, he points out that the supplementary challan has been presented against the petitioner and the witnesses are yet to be examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 14.10.2020. Trial of the case would take time to conclude. 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.

04.03.2021

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No