

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-41596-2020 (O & M)

Date of Decision: February 15, 2021

GURWINDER SINGH @ NIKKA

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gagandeep Singh Manku, Advocate for
Mr. Amandeep Singh Manase, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.08 dated 26.07.2020, under Sections 21, 22, 25, 27-A, 29 of the NDPS Act and Sections 25 and 27 of the Arms Act, registered at Police Station State Special Operation Cell, District Amritsar.

Learned counsel for the petitioner contends that neither the petitioner is named in the FIR nor any recovery has been effected from him. He has been arraigned as an accused on the statement of the co-accused from whom the recovery of contraband and arms were effected. The petitioner is 23 years of age and is in custody for about 06 months.

Learned State counsel upon instructions from Sub Inspector Gagandeep Singh states that challan has been filed but no prosecution witness has been examined. He upon instructions also contends that the petitioner is involved in two other cases.

Learned counsel for the petitioner, however, contends that the petitioner is on bail in the other cases.

In view of the above, especially when the petitioner, who is 23 years old, is in custody for about 06 months, no recovery has been effected from him, 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 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

February 15, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No