

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

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CRM-M-51555-2021

Date of decision : 17.12.2021

Mandeep Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Ranjodh Singh Sidhu, Advocate for the petitioner.

Mrs. Amarjit Kaur Khurana, DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.56 dated 04.08.2021 under Sections 22, 29 of the NDPS Act and Section 25 of the Arms Act registered at Police Station Kacha Pacca, District Tarn Taran.

Learned counsel for the petitioner contends that the petitioner is neither named in the FIR nor any recovery has been effected from him. The petitioner has been arraigned as an accused on the statement of co-accused from whom recovery of a .32 bore pistol, 07 live cartridges and 2900 Tramadol Tablets has been effected. The petitioner is in custody for over three months and is not involved in any other case under the NDPS Act. He also contends that co-accused Puran Singh has been granted regular bail by this Court in CRM-M-41268-2021 on 29.11.2021.

Learned State counsel, upon instructions from ASI Jagdish Singh, states that although challan has been filed but no prosecution witness has been examined so far. She, however, is not in a position to controvert the

submissions of learned counsel for the petitioner that no recovery has been effected from the petitioner. She has filed the custody certificate in Court, which indicates that the petitioner is in custody for 03 months and 12 days as on 16.12.2021.

Heard.

In view of the above especially when the petitioner is in custody for over three months, no recovery has been effected from him, he is not involved in any other case under the NDPS Act, co-accused has been granted bail, 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

December 17, 2021
sonia gugnani

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