

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

222

CRM-M-52705-2019

Date of decision : 19.08.2021.

Manpreet Singh alias Mannu alias Ramandeep Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Gurbir Singh Sandhu, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.54 dated 22.05.2019 under Sections 15, 25 and 29 of the NDPS Act and Section 473 IPC registered at Police Station Hathur, District Ludhiana Rural.

Learned counsel for the petitioner contends that although the petitioner is named in the FIR on the basis of secret information but he was in custody at the time of alleged recovery of 103 bags of poppy husk was effected from a truck in which co-accused were travelling. He further contends that no recovery has been effected from the petitioner even after his arrest in the instant case. He also contends that the petitioner is in custody for over two years.

Learned State counsel has filed status report by way of an affidavit of Deputy Superintendent of Police, Raikot, District Ludhiana (Rural) in Court through e-mail wherein it is stated that the petitioner had been produced in

another case and was later arrested in the instant case. He has disclosed that when he was confined in jail along with co-accused, poppy husk was brought on truck with their network and the petitioner had received two bags of poppy husk as his share and had sold the same to customers. It is also stated that the petitioner is involved in three other cases under the NDPS Act out of which he has been acquitted in one while in two, he is under-trial. It is also mentioned in the affidavit that none of 27 prosecution witnesses have been examined.

Heard.

In view of the above especially when the petitioner is in custody for over two years, no recovery has been effected from him, 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

August 19, 2021
sonia gugnani

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