

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5595-2022 (O&M)
Date of decision: 14.07.2022

Manpreet Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Manoj Tanwar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this 2nd petition is for grant of regular bail in FIR No.16 dated 16.01.2021 under Section 22/61 of NDPS Act, registered at Police Station Lalru, District SAS Nagar (Mohali); earlier one was dismissed as withdrawn on 08.11.2021.

Learned counsel for the petitioner submits that new ground for filing this second petition is that there is no progress in the trial and custody of the petitioner is 01 year and 06 months. It is further submitted that as per allegations in the FIR, registered at the instance of ASI Baljinder Singh, while on patrol duty, he noticed that two persons are sitting on bus stop, out of which one was carrying a blue coloured plastic bag and another was carrying a cloth

bag. On this, ASI Baljinder Singh stopped and asked them about their identity. They disclosed their names as Manpreet Singh and Anil Kumar. An information was sent to the police station for sending second Investigating Officer. Thereafter, SI Jashanpreet Singh reached on the spot and by giving a notice, conducted the search and from search of the petitioner, 2760 intoxicant tablets were recovered from both the petitioners separately. It is also submitted that the petitioner is in custody for the last about 01 year, 05 months and 25 days and out of total 12 prosecution witnesses, only 01 PW has been examined.

Learned State counsel has filed the custody certificate dated 13.07.2022 in the Court today and has not disputed the factual position.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering aforesaid facts and circumstances of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

14.07.2022

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No