

HARMANPREET SINGH @ GAGGI

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Parminder Singh Sekhon, Advocate for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking regular bail in FIR No.212 dated 20.12.2020, under Sections 15 and 25 of the NDPS Act, registered at Police Station Sadar Khanna (Police District Khanna), District Ludhiana.

Learned counsel for the petitioner contends that it is alleged that 755 kgs of poppy husk was allegedly recovered from the truck in which the petitioner was travelling. The petitioner is neither the owner nor the driver of the truck. He further contends that the truck is owned by co-accused Amarjit Singh and driven by co-accused Navjot Singh, who were also arrested at the spot. The petitioner is 28 year of age and was merely travelling in the truck. He is not involved in any other case under the NDPS Act. He is in custody for over 01 year. He has relied upon the judgment of the Coordinate Benches of this Court in the case of **Kashmir Singh v. State of Punjab**, in CRM-M No.7437 of 2019, decided on 21.02.2019, the petitioner therein had been granted regular bail, as he was in custody for over seven months and the

judgment in the case of **Karaj Singh v. State of Punjab**, in CRM-M No. 23811 of 2018, decided on 09.07.2018, the petitioner therein had been granted regular bail after custody of six months.

Learned State counsel upon instructions from ASI Vijender Singh states that FIR was registered on the basis of secret information wherein petitioner was named. She further states that the challan has been filed but charges are yet to be framed.

Heard.

In view of the above, especially when the petitioner is in custody for over 01 year, he is not involved in any other case under the NDPS Act, he is neither the driver nor the owner of the truck, 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

January 14, 2022
A.Kaundal

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