

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-22588-2022

Date of decision : 28.10.2022

Sarabjit Singh alias Gaggi

..... Petitioner (s)

Versus

State of Punjab

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Brajinder Singh, Advocate for  
Mr. Prateek Pandit, Advocate  
for petitioner (s).

Mr. V.G. Jauhar, Additional A.G. Punjab.

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HARINDER SINGH SIDHU, J.

This is petition filed under Section 439 Cr.P.C. for grant of regular bail in FIR No. 254 dated 31.8.2020 registered under Sections 15 (c), 29 of NDPS Act, 1985 at Police Station Shahkot, District Jalandhar.

As per allegations in FIR, a truck bearing registration No. HR-55A-1665 which was being driven by petitioner was intercepted, 200 kilogram poppy husk was recovered from the same.

Learned counsel for petitioner states that the petitioner is in custody since 5.9.2020 i.e. almost 2 years, 1 month and 22 days.

Mr. Jauhar, learned Additional A.G. Punjab on instructions states that the investigation in the case is complete and challan has been filed. However, the trial has yet not commenced. There is no other case under the NDPS Act registered against the petitioner.

In view thereof, no useful purpose would be served by keeping the petitioner behind bars. Hence, petition is allowed. Petitioner Sarabjit Singh alias Gaggi is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

However, if petitioner indulges in any activity of similar nature, while on bail, prosecution agency will be at liberty to seek cancellation of order granting bail to petitioner.

(HARINDER SINGH SIDHU)  
JUDGE

28.10.2022

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No