

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

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CRM-M-28992-2021

Date of decision : 05.01.2022.

Kuldeep Singh

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Sandeep Verma, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.244 dated 05.11.2018, under Sections 22 and 29 of the NDPS Act, 1985, registered at Police Station Lehra, District Sangrur.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and no recovery has been effected from him in the instant case. It is alleged that 22 vials of onerex (cough syrup) and 100 tables of carisoma were allegedly recovered from a plastic bag which fell from the motorcycle. Co-accused Pappy Singh was arrested at the spot. The petitioner has been involved in the instant case on the basis of his statement after his arrest in another case wherein he is in custody at present. Co-accused Pappy Singh has been granted bail by this Court in CRM-M-7091-2021, on 29.04.2021. The petitioner is in custody for over one year and one month.

Learned State counsel, upon instructions from ASI Gulzar Singh, states that although challan has been filed but charges are yet to be framed. He has filed custody certificate in Court through e-mail, which indicates that the

petitioner is in custody for 01 year, 01 month and 24 days as on 04.01.2022. He also contends that the petitioner is also involved in another case under the NDPS Act.

Heard.

In view of the above especially when no recovery has been effected from the petitioner, he is in custody for over one year and one month, 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

January 05, 2022
sonia gugnani

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