

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

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CRM-M-29460 of 2022 (O&M)

DECIDED ON: 18th July, 2022

Gurjant Singh alias Jand

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Ms. Ishita Jain, Advocate for petitioner.

Mr. Sandeep Kumar, DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No.201 dated 29.12.2018, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act') and Section 29 of the Act was added later on, registered at Police Station Bhogpur, District Jalandhar.

Learned counsel for the petitioner submits that the co-accused who were apprehended at the spot were granted regular bail by this Court. The petitioner was nominated on the basis of disclosure statement as supplier of the recovered contraband. Further, he was in custody in another case when the co-accused were apprehended. The contention is that the petitioner is in custody 23. 1.2019 and till date not even a single prosecution witness has been examined.

Learned State counsel on instructions from ASI Avtar Singh, opposes the prayer, however, he is not in a position to dispute the contention raised by learned counsel for the petitioner.

Without commenting upon the merits of the case and on the basis of parity of the petitioner *viz-a-viz* co-accused so far as grant of bail is concerned, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

Since the main case has been decided, the pending application, if any is rendered infructuous.

18th July, 2022
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>