

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

**CRM-M-40453-2021
Date of decision: 19.04.2022**

Sadhu Singh**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. L. S. Sekhon, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 63 dated 23.03.2019, registered under Sections 22, 25 and 29 of the NDPS Act, 1985 and Sections 420, 465, 468, 471 of the IPC at Police Station Sardulgarh, District Mansa.

At the very outset, learned counsel for the petitioner relies upon order 27.07.2021, passed in CRM-M-30945-2019 and other connected petitions, vide which co-accused Pawan Kumar, Amit Chawla, Jaskaran Singh and Nirbhay Singh have been granted the concession of regular bail, whereas the bail application of co-accused Ved Parkash has been dismissed as not pressed.

Learned counsel for the petitioner further submits that the FIR was registered on a secret information that petitioner Sadhu Singh and co-accused Jaskaran Singh have stored intoxicant tablets at the house of the petitioner and when a raid was conducted, the petitioner was apprehended

with 9000 tablets of Clovidol-100 SR, which he was carrying and from the card boxed, kept in the house of the petitioner, 2,34,000 intoxicant tablets were recovered.

Learned counsel for the petitioner further submits that the petitioner is a first offender; he is in judicial custody for the last more than 03 years and out of total 43 prosecution witnesses, only 03 witnesses have been examined so far and the trial is substantially delayed due to COVID-19 situation.

Learned State counsel has filed the custody certificate and has not disputed the factual position. It is also not disputed that the petitioner is in judicial custody for the last more than 03 years and aforesaid co-accused have already been granted the concession of regular bail.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the aforesaid facts and circumstances, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

19.04.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No