

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-39815-2022

Date of Decision: 07.09.2022

Jaswinder Singh @ Jassi

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. MR Chaudhary, Advocate for the petitioner

Mr. Shubham Kaushik, AAG Punjab

Sandeep Moudgil, J. (Oral)

(1) The petitioner has filed petition under Section 439 CrPC seeking regular bail in case FIR No.273 dated 29.09.2020 under Sections 22/29/61/85 of the NDPS Act and Section 207 of the Motor Vehicles Act registered at Police Station Bhawanigarh, District Sangrur (Annexure P1).

(2) Learned counsel for the petitioner contends that the allegation coming forth in the FIR is that the petitioner is a purchaser of contraband from the main accused Gobind @ Lala, who has been granted regular bail by a Coordinate Bench of this Court vide order dated 23.08.2022 in CRM-M-54058-2021 (Annexure P3).

(3) Notice of motion.

(4) On the asking of the Court, Mr. Shubham Kaushik, AAG Punjab accepts notice.

(5) Learned State counsel has produced the custody certificate which is taken on record wherefrom it is reflected that the petitioner has already been in judicial custody for 9 months 8 days and till date, there is no

recovery from the petitioner as he was already in jail and has been roped in on the basis of disclosure statement of main accused Gobind @ Lala.

(6) Looking into the totality of the facts and circumstances of the case and since the petitioner has been roped in on the basis of disclosure statement of main accused Gobind Singh @ Lala and that the conclusion of the trial is likely to take time, this petition is allowed and the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the trial Court/Illaqa Magistrate, concerned.

(7) Disposed off.

07.09.2022
V.Vishal

(Sandeep Moudgil)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No