

Crl. Misc. No. M-1554 of 2023

Date of Decision: January 17, 2023

Harinder Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Bikramjit Singh Randhawa, Advocate for
Mr. Tarun Sharma, Advocate
for the petitioner

Mr. Gurpal Singh Dhillon, AAG Punjab

Sudhir Mittal, J. (Oral)

This petition has been filed for grant of regular bail in case FIR No. 0115 dated 07.08.2022, registered at Police Station Jalalabad, District Fazilka under Sections 15, 29 of NDPS Act, 1985.

Learned counsel for the petitioner submits that no recovery was effected from the petitioner. He has been nominated as an accused only on the disclosure statement of the co-accused. The trial is not likely to be concluded at an early date as challan is yet to be presented. The petitioner does not have any criminal antecedents and, thus, he may be granted regular bail.

Custody certificate dated 14.01.2023 checked by Sh. Varun Sharma, Superintendent of District Jail, Muktsar has been filed in the Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 03 months and 27 days and there is no other criminal case pending against him.

Learned State counsel concedes that challan has not yet been presented.

Considering the fact that no recovery has been effected from the petitioner and that he has been nominated as an accused only on the disclosure statement of the co-accused as well as the period of custody undergone and that the trial is not likely to be conducted at an early date, I deem it appropriate to grant regular bail to the petitioner. The petition is allowed and the petitioner is directed to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

January 17, 2023

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No