

In the High Court of Punjab and Haryana at Chandigarh

204

CRM-M-2910-2021 (O & M)

Date of Decision: January 05, 2023

BAHADUR SINGH @ GHOGGI

....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.S.P.S.Khaira, Advocate
for the petitioner.

Mr. Arun William, AAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No.07 dated 08.01.2020, under Section 21 of the NDPS Act, registered at Police Station Special Task Force Wing, District SAS Nagar Mohali.

Learned counsel for the petitioner contends that it is alleged that recovery of 520 grams of heroin was allegedly effected from the petitioner. The petitioner is involved in other cases under the NDPS Act but these pertain to recovery of non-commercial quantity. He is in custody for over 03 years.

Learned State counsel has filed custody certificate which indicates that the petitioner is in custody for 02 years, 11 months and 29 days as on 04.01.2023. He submits that the petitioner was also convicted in a case wherein recovery of 05 kgs poppy husk (non-commercial quantity) was effected from him. He upon instructions from ASI Jagtar Singh states 05 out of 13 prosecution witnesses have been examined.

Heard.

In view of the above, especially when the petitioner is in custody for almost 03 years, 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 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.

At the time of release of the petitioner, the SHO, Police Station Machhiwara Sahib shall be informed and the petitioner shall furnish his mobile number to him and keep the location of his phone on. He shall appear before the Police Station Machhiwara Sahib on every alternate Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

January 05, 2023
A.Kaundal

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