

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.210

CRM-M-4734-2023 (O&M)
Date of decision : 27.02.2023

Kulwinder Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Bhupender Singh, Advocate, for the petitioner.

Mr. G.S. Dhillon, AAG, Punjab

SUDHIR MITTAL, J. (Oral)

Status report dated 24.02.2023 on behalf of the State of Punjab has been filed in Court. The same is taken on record. A copy thereof has been supplied to learned counsel for the petitioner.

Based thereupon, learned State counsel submits that there is no other criminal case pending under the NDPS Act, 1985 against the petitioner.

The petitioner seeks regular bail in case FIR No.91 dated 09.11.2022, registered at Police Station Arif Ke, District Ferozepur, under Sections 21, 25 & 29 of NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for more than 03 months. Recovery of small quantity of contraband was made from him. There is no other criminal case pending against the petitioner. Charge has not yet been framed and thus, the trial is not likely to be concluded at an early date. Keeping in view all these facts, the petitioner may be granted regular bail.

Custody certificate dated 26.02.2023 checked by Sh. Gurnam Lal, Jail Superintendent, Central Jail, Ferozepur has been filed in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 03 months and 16 days and there is no other criminal case pending against him.

Learned State counsel concedes that charge has not yet been farmed.

In view of the above, it is evident that the trial is not likely to be concluded at an early date. Keeping in view the fact that there is no other criminal case pending against the petitioner as well as the period of custody undergone, I deem it appropriate to grant regular bail to the petitioner. The petition is allowed and it is directed that the petitioner be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)
JUDGE

27.02.2023
Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes

No