

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M No.16601 of 2022 (O&M)
DATE OF DECISION: 16th OCTOBER, 2023

Jagrup Singh @ Jupee

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Vijay K.Jindal, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab.

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RAJBIR SEHRAWAT, J. (Oral)

1. The present third petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.167 dated 03.10.2019 registered under Sections 21 (c), 25 and 29 of NDPS Act, 1985 at Police Station Gharinda, District Amritsar.

2. It is submitted by learned counsel for the petitioner that *de hors* any consideration on merits, the petitioner deserves to be released on bail pending trial for the simple reason that the co-accused of the petitioner, namely, Gurpal Singh, from whom 6 Kg of heroin have been recovered, has been granted bail by a co-ordinate Bench of this Court. Otherwise also, the name of the petitioner is involved in the case only on the basis of alleged disclosure statement made by the co-accused, which

is not supported by any material collected by the police during investigation.

3. On the other hand, learned State Counsel, being instructed by ASI Charanjit Singh, has not disputed the fact that the co-accused, namely, Gurpal Singh, from whom 6 kg of heroin is alleged to have been recovered, has been granted bail pending trial by a co-ordinate Bench of this Court.

4. In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

16th OCTOBER, 2023
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(RAJBIR SEHRAWAT)
JUDGE

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