

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.228

CRM-M-16432-2023 (O&M)

Date of decision : 13.04.2023

Jagga Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.S. Gill, Advocate, for the petitioner.

Mr. G.S. Dhillon, AAG, Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks regular bail in case FIR No.329 dated 26.12.2022, registered at Police Station Sadar Nabha, District Patiala, under Section 15 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for over 03 months on account of recovery of 09 kg. of poppy husk. The trial is not likely to be concluded at an early date as charge has not yet been framed. There is no other criminal case pending/decided against the petitioner and thus, he may be granted regular bail.

Custody certificate dated 12.04.2023 checked by Sh. R.S. Brar, Deputy Superintendent, New District Jail, Nabha has been submitted in Court. The same is taken on record. A perusal thereof shows that the petitioner has undergone actual custody of 03 months and 15 days and there is no other criminal case pending against him.

Learned State counsel concedes that only charge has been framed and examination of PWs has not yet commenced.

Keeping in view the fact that recovery of non-commercial quantity of contraband has been made from the petitioner as well as the fact that the trial is not likely to be concluded at an early date, 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

13.04.2023
Ramandeep Singh

Whether speaking / reasoned	Yes
Whether Reportable	No