

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**CRM-M-18202-2023**

**Decided on:-21.04.2023**

Pardeep Singh

....Petitioner..

vs.

State of Punjab

....Respondent.

**CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

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

Mr. Amit Shukla, AAG, Punjab,  
for respondent-State.

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**HARKESH MANUJA J. (Oral)**

By way of present petition filed under Section 439 Cr.P.C., the petitioner prays for grant of regular bail during pendency of trial in case FIR No.66 dated 14.09.2021, under Sections 22 and 29 of NDPS Act, 1985, registered at Police Station Cheema, District Sangrur, Punjab.

As per the allegation levelled in the FIR, 3990 narcotic tablets having Tramadol were recovered from the petitioner.

Learned counsel for the petitioner submits that the petitioner is behind the bars for the last 1½ year now and the investigation in the present case already stands concluded with the filing of challan on 09.03.2022 followed by framing of charges on 12.04.2022 and trial is likely to take long time as only 02 witnesses have been examined out of total 19 as cited by the prosecution, thus, no useful purpose is going to be served by keeping the

petitioner behind the bars. He further submits that the co-accused of the petitioner has already been granted the concession of anticipatory bail by this Court vide order dated 18.02.2022 passed in CRM-M-42630-2021.

On the other hand, learned State counsel opposes the prayer made in the present petition and prays for dismissal of present petition.

I have heard learned counsel for the parties and gone through the paper book. I find merits in the submissions made on behalf of the petitioner.

Considering the facts that the petitioner is already behind the bars for the last more than 1½ year now and the investigation in the present case already stands concluded with the filing of challan followed by framing of charges and trial is likely to take some time as only 02 witnesses have been examined out of total of 19 cited by the prosecution, no useful purpose is going to be served by extending the incarceration of the petitioner. Besides it, no other case is registered against the petitioner and co-accused of the petitioner has already been granted the concession of anticipatory bail by this Court vide order dated 18.02.2022 passed in CRM-M-42630-2021. Reliance can be placed upon the law laid down by Hon'ble the Supreme Court in “Special Leave to Appeal (Crl.) No.5530/2022, titled as **“Mohammad Salman Hanif Shaikh vs. The State of Gujrat”**, Special Leave to Appeal (Crl.) No.4173/2022, titled as **“Shariful Islam @ Sarif vs. The State of West Bengal”** and Special Leave to Appeal (Crl.) No.5769/2022, titled as **“Nitish Adhikary @ Bapan vs. The State of West Bengal”**.

In view of the above, without expressing any opinion on the

merits of the case, the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail bonds and surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

21.04.2023  
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(HARKESH MANUJA)  
JUDGE

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|----------------------------|---------|
| Whether speaking/reasoned: | Yes/No  |
| Whether reportable:        | Yes/ No |