

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

CRM-M-30656-2022

Date of Decision: January 20, 2023

Gagandeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Balkaran Singh, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

Petitioner is seeking regular bail in case FIR No.92, dated 03.05.2022, registered at Police Station Lambi, District Sri Muktsar Sahib, under Section 21(b) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

It is contended that 10 grams of heroin i.e. non-commercial quantity was allegedly recovered from co-accused Sarabjit Singh @ Raja, who has since been allowed bail by the Court of Sessions on 04.06.2022. The name of the petitioner was disclosed by the co-accused on which basis he was arrested. Nothing has been recovered from him in this case.

As per custody certificate placed on record by learned State counsel, petitioner has already undergone custody of 8 months and 14 days. It is conceded by learned State counsel that no recovery was effected from the petitioner in this case, though bail petition is opposed due to antecedents of the petitioner inasmuch as he is involved in five other cases as reflected in the custody certificate.

Having regard to the fact that the main accused has already been allowed bail; no recovery was effected from the petitioner in this case and he is in custody for the last more than 8 months, no purpose

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shall be served by keeping him detained as the trial may take time to conclude. Petitioner is admitted to bail and he is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/learned Chief Judicial Magistrate concerned.

Disposed of.

January 20, 2023

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(DEEPAK GUPTA)
JUDGE

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