

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

CRM-M-39705-2021
Date of Decision: 07.08.2024

Gurwinder Singh @ Majhola @ Gora ...Petitioner

State of Punjab vs. ...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Kunal Choksi, Advocate
for the petitioner.

Mr. M.S.Bajwa, Deputy Advocate General, Punjab.

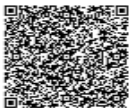
N.S.Shekhawat J. (Oral)

1. The petitioner had filed the present petition under Section 439 Cr.P.C. with a prayer to grant concession of regular bail to him in case FIR No.68 dated 22.05.2021, registered under Section 22 of NDPS Act, 1985, at Police Station Khamano, District Fatehgarh Sahib.

2. Vide order dated 28.07.2023, the petitioner was granted the concession of interim bail, by the Co-ordinate Bench of this Court and since then, he is continuing on interim bail.

3. Learned counsel for the petitioner contends that after the grant of concession of interim bail, the petitioner is regularly appearing before the trial Court and he has already undergone more than 2 years and 2 months of custody in the present case. He further contends that no other case under the provisions of NDPS Act was registered against the present petitioner.

4. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that serious



allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

5. I have heard learned counsel for the parties and perused the record.
6. The petitioner had already undergone more than 2 years and 2 months of custody in the present case and after grant of concession of interim bail on 28.07.2023, the petitioner is regularly appearing before the trial Court and has not misused the concession of bail granted to him.
7. In view of the above, the present petition is allowed and the interim order dated 28.07.2023, passed by a Co-ordinate Bench of this Court is made absolute. The petitioner shall file an undertaking before the trial Court that he shall appear on each and every date of hearing and shall not remain absent from the Court, without prior permission of the trial Court.

07.08.2024.
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(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No