



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

CRM-M-52624-2024

Date of Decision : **04.11.2024**

JUVRAJ SINGH ALIAS JAJ

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Amit Arora, Advocate,
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition filed under Section 439 of the Cr.P.C, prayer is made for grant of 'interim regular bail' to the petitioner in case FIR no.138, dated 09.09.2024, under Sections 21(c), 25 and 29 of the Narcotic Drugs and Psychotropic Substance Act, 1985, registered with Special Task Force, SAS Nagar, Mohali, from 04.11.2024 to 14.11.2024, on the ground that the marriage of the petitioner is fixed for dated 09.11.2024.

2. The petitioner was arrested on dated 09.09.2024, in the instant FIR. The allegation against the present petitioner is that he was carrying 262 grams of heroin, at the time of his arrest.

3. Learned counsel for the petitioner in asking for the relief (*supra*), submits that the marriage of the present petitioner was fixed before his arrest in the instant FIR.

4. He further submits that the petitioner is a man of a clean antecedents, and, is ready and willing to furnish heavy surety bonds, to ensure his surrender back in the prison, in case the asked for relief is granted to him.

5. He also submits that the learned trial court concerned, while declining the relief (*supra*), has made an incorrect observation regarding the antecedents of the present petitioner, by recording that he is a habitual offender, whereas, as per the custody certificate he is not involved in any other criminal case.

6. On the other hand, learned State counsel, in deference to the directions issued by this Court vide order dated 22.10.2024, has filed a short reply, dated 23.10.2024, by way of an affidavit of Sh.Ravisher Singh, DSP, Special Task Force, Border Ranger, Amritsar, which is taken on record, with a copy thereof supplied to learned counsel for the petitioner.

7. A perusal of the reply (*supra*), reflects that marriage of the present petitioner is fixed for 09.11.2024, which is to be solemnized at Jifco Resorts, G.T.Road, Sahnewal, District Ludhiana. The pre-wedding function is stated to be held on dated 08.11.2024, at the residence of the petitioner, at village Jamarai, District Tarn Taran.

8. Learned State counsel has also filed a custody certificate *qua* the present petitioner, today in court, the same is taken on record, and a perusal of which reflects that the petitioner is not involved in any other criminal case, therefore, it is not under dispute that the petitioner is having clean antecedents.

9. In view of the above recorded facts and circumstances, the instant petition, is **allowed**, and the petitioner is granted the relief of 'interim regular bail' from 05.11.2024 till 14.11.2024, on furnishing his bail and surety bonds to the satisfaction of the learned trial court/CJM/Duty Magistrate concerned.

The petitioner shall re-step into the prison on 15.11.2024 by 5:00 p.m.

10. In case, petitioner fails to step back into the prison on 15.11.2024 by 5:00 p.m., the SHO concerned, shall arrest him, and thereupon, send him to the concerned jail.

11. All pending applications, if any, also stand **disposed** of accordingly.

November 04, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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