



CRM-M-33993-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

220/2

CRM-M-33993-2024 (O&M)
Date of Decision: 23.01.2025

Pardeep Singh Sran

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** Ms. Ramandeep Kaur, Advocate for the petitioner.

Mr. Mohit Kapoor, Sr. DAG, Punjab.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (for short, 'Cr.P.C.') for grant of bail pending trial to the petitioner in FIR No.127 dated 08.10.2023, registered under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 (in short 'NDPS Act') (Section 29 of NDPS Act added later on), at Police Station Nihal Singh Wala, District Moga.

2. Allegations are that co-accused Manpreet Kumar was apprehended along with 80 intoxicant tablets and petitioner's name surfaced in the disclosure of said co-accused.

3. Contends that no recovery has been effected from the petitioner; rather he has been nominated on the basis of disclosure made by co-accused- Manpreet Kumar; he is in custody since 02.05.2024; final report under

Section 173 Cr.P.C has already been presented; charges were framed by the

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learned Special Court on 09.07.2024; Also submits that out of total 10 prosecution witnesses, only 2 have been examined till date; thus, conclusion of trial will take sufficient long time.

4. *Per contra*, learned State counsel vehemently opposed the prayer while submitting that allegations against the petitioner are serious in nature.

5. Heard both sides and perused the paper-book.

6. Concededly, petitioner is in custody since 02.05.2024; final report under Section 173 Cr.P.C has already been presented; charges were framed by the learned Special Court on 09.07.2024 and out of total 10 prosecution witnesses, only 2 are examined till date; therefore, conclusion of trial may take sufficient long time. It is not the allegation of State that in case, petitioner is released on bail, he shall influence the witnesses or hamper the course of trial, in any manner; thus, further incarceration of the petitioner would not serve any purpose.

7. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned Special Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).

9. The above observations be not construed as an expression of opinion on the merits of the case.

10. It is clarified that in case there is recurrence or any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.



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Pending application(s), if any, shall also stand disposed off.

23.01.2025 (MAHABIR SINGH SINDHU)
Rajeev (rvs) JUDGE

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