



CRM-M-40726-2023

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230(ii)

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

CRM-M-40726-2023

Date of Decision: 05.08.2025

LACHMAN SINGH @ KAKA**.....PETITIONER****VERSUS****STATE OF PUNJAB****...RESPONDENT****CORAM: HON'BLE MR. JUSTICE H.S.GREWAL**

Present: Mr. J.S.Sandhu, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. This petition has been filed under Section 439 of Cr.P.C for grant of regular bail in case bearing FIR No. 0058 dated 01.05.2022 under Section 22(c), 29 of NDPS and Sections 25 of Arms Act registered at Police Station Raman, District Bathinda.

2. The case of the prosecution is that 29000 tablets of tramadol have been recovered from the petitioner and co-accused namely Abhishek Kumar.

3. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. The petitioner was not present at the spot. He further submits that the co-accused namely Davinder Singh has already been granted concession of regular bail by this Court. The petitioner is in custody since 01.05.2022.

4. Notice of motion.

5. Mr. Gautam Thapar, Sr. DAG, Punjab accepts notice on behalf of the respondent-State. Learned State counsel vehemently opposes the prayer

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for grant of regular bail to the petitioner by filing the custody certificate in the Court today, which is taken on record. As per custody certificate, the petitioner is in custody for the last 03 years 03 months and is not involved in any other case. He further submits that out of 22 prosecution witnesses only, 09 witnesses have been examined.

6. I have heard the learned counsel for the parties and perused the record.

7. Keeping in view the facts and circumstances of the present case and the fact that the petitioner is in custody for the last 03 years 03 months, the continuous detention of the petitioner would not serve the ends of justice, therefore, this Court deems it a fit case to grant the concession of regular bail to the petitioner during the pendency of the trial.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail bonds, surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

9. It is clarified that if on bail so granted through the instant order, the petitioner is found indulging in any other criminal case it shall be open to the State to seek cancellation of his bail.

10. Pending applications, if any, shall also stand disposed of.

05.08.2025*remu***(H.S.GREWAL)
JUDGE**Whether speaking/ reasoned :
Whether Reportable :Yes/No
Yes/No