



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

CRM-M-58668-2024

Date of Decision:22.04.2025

Manjit Singh alias Bunty
alias Mani

...Petitioner

vs.

State of Punjab

...Respondent

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

Present : Mr. Mohit Kumar, Advocate, for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.32 dated 26.05.2021 registered under Sections 21-C, 22-C and 29 of NDPS Act, at Police Station Rureke Kalan, District Barnala.

2. Learned counsel for the petitioner contends that as per the case set up by the prosecution, Gejo Kaur, co-accused was apprehended by the police, while she was carrying 14000 tablets of Tramadol and 300 grams of intoxicant powder from the other co-accused. During the course of investigation, Gejo Kaur suffered a statement in police custody, implicating the present petitioner as her co-accused and had stated that she had purchased the contraband from the petitioner and Rana Singh. Learned counsel further contends that on the strength of the disclosure statement suffered by Gejo Kaur, Rana Singh and Gautam were arrayed as accused in the present case, who have been admitted to bail already. The

petitioner was arrested in the present case on 29.08.2024 and after his arrest, no recovery was effected from him. He further contends that challan has already been presented against the present petitioner. Even though, the petitioner was convicted in one more case under the provisions of NDPS Act but his sentence has already been suspended by this Court on 20.02.2025.

3. On the other hand, learned State counsel has vehemently opposed the submissions 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.

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

5. The petitioner is in custody since 29.08.2024. It is not in dispute that similarly placed co-accused, namely, Rana Singh and Gautam have already been admitted to bail. Thus, the conclusion of the trial may take quite a long time and further custody of the petitioner will not serve any meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned, subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

- (ii) *The petitioner shall remain present before the Court on the dates fixed for hearing of the case.*
- (iii) *The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.*
- (iv) *The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.*
- (v) *The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.*
- (vi) *In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.*
- (vii) *The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.*

22.04.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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