

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

(207)

CRM-M-14463-2015

Decided on: August 20, 2015.

Ravi Kumar @ Ravinder

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Nandan Jindal, Advocate,
for the petitioner.

Mr. Jashan Preet Singh, AAG, Punjab.

M.M.S. BEDI, J (ORAL)

Petitioner seeks concession of regular bail in a case of recovery of 2 kg and 600 grams of opium from Kulwinder Singh and Pawan Kumar on the basis of secret information to the effect that the petitioner, while serving a sentence in jail, hatched conspiracy telephonically informing co-accused Prahlad from jail to supply opium to the above said two persons.

I have heard learned counsel for the petitioner.

The petitioner has been involved in the case for having hatched a conspiracy for delivery of opium, which is marginally higher than the non-commercial quantity to Kulwinder Singh and Pawan Kumar. No recovery has actually been effected from the petitioner. It would be debatable whether, in said circumstances, he could be said to be in actual physical possession of the opium. Petitioner has been in custody w.e.f. 18.07.2014.

Without expression of any opinion on merits, this petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail

bonds/surety bonds to the satisfaction of the trial Court subject to the condition that petitioner will not commit the similar offence on which he is accused of, during pendency of the trial against him.

(M.M.S. BEDI)
JUDGE

August 20, 2015
harsha