

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

**Crl. Misc. No.M-16637 of 2015
Date of decision : 24.07.2015**

Avtar Singh @ Tari

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: Mr. Ram Parkash Dhir, Advocate
for the petitioner.

Mr. V.P.S. Sidhu, Asst. AG, Punjab.

ANITA CHAUDHRY, J(ORAL)

The petitioner is seeking regular bail in FIR No.48 dated 21.05.2014, registered under Sections 15/18/21/22/61/85 of the NDPS Act, Police Station Bhogpur, District Jalandhar.

Heard.

Learned counsel for the petitioner contends that an FIR against 13 people was lodged on the basis of secret information and the petitioner was arrested after 8 months and the case of the prosecution is that on the same day, he made a disclosure statement and got 100 grams of intoxicating powder recovered. He urges that some of the other persons named in the FIR were allowed anticipatory bail. He refers to Annexure P-2 and P-3. Counsel further

contends that the petitioner is in custody and the investigation is over and charge has been framed and the trial will take long time to conclude. He urges that the case is planted.

The petitioner was named in the FIR. He was arrested 8 months after the registration of the case. Some of the accused were allowed anticipatory bail who had similar allegations. The trial will take long to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate.

24.07.2015
sunil

(ANITA CHAUDHRY)
JUDGE