

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

CRM-M-21482-2015

Date of Decision: August 28, 2015.

Tilak Raj

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

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

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

Mr.Jashan Preet Singh, AAG, Punjab

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

The petitioner seeks concession of regular bail in a case registered on the basis of secret information that the petitioner along with others have constituted a gang which indulges in giving threats to the people to implicate them in fake cases of Heroin and Narcotic Powder by using police uniforms, fire arms. The petitioner is stated to be a retired police official.

With the assistance of counsel for the petitioner and State Counsel, I have appreciated the material gathered against the petitioner in order to see his prima facie involvement.

The petitioner is alleged to have been involved in the case on the basis of statement made by co-accused Jagjit Singh in police custody besides two other similar statements of the co-accused. It is an admitted

fact that no recovery was effected from the petitioner though recovery of Heroin, police uniforms, Qualis vehicle, pistols besides Narcotic Powder was recovered from the co-accused of the petitioner.

In view of the fact that the petitioner has been in custody w.e.f.18.04.2015, he can be granted the concession of bail.

This petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the CJM, Amritsar subject to the condition that petitioner will not indulge in similar offence during the pendency of the trial. In the eventuality of doing so, it will be open to the prosecution to seek cancellation of bail of the petitioner.

Nothing said in this order will be taken as precedent for other co-accused as their case is distinguishable from the case of the petitioner.

August 28, 2015.
TSG

(M.M.S.BEDI)
JUDGE