

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

(206)

CRM-M-21894-2015

Decided on: September 03, 2015.

Kulwant Singh

.... Petitioner

Versus

State of Haryana

..... Respondent

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

Present: Mr. P.S. Jammu, Advocate,
for the petitioner.

Mr. D.R Singla, DAG, Haryana.

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

Petitioner having been named by his co-accused while in police custody, it will be a debatable issue whether petitioner could be said to be in possession of 30 grams of opium recovered from his co-accused Amardeep Singh. A sum of Rs. 3900/- was allegedly recovered from the petitioner on the basis of his disclosure statement.

Pursuant to the interim order passed by this Court, the petitioner has already joined investigation.

I have heard learned counsel for the petitioner as well as learned State counsel.

The culpability of the petitioner being in actual physical possession of opium, would be debatable at trial.

In view of said circumstances, the order dated 09.07.2015 is hereby made absolute subject to the conditions that the petitioner will not tamper with the evidence or hamper the investigation in any manner and will not commit any similar offence of which he is accused of during entire period of trial.

In case of violation of any of the conditions, it will be open to the prosecution agency to seek cancellation of the bail granted to the petitioner.

(M.M.S. BEDI)
JUDGE

September 03, 2015
harsha