

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-30793-2015 (O&M).

Decided on: October 1, 2015.

Balihar Singh

.. Petitioner(s)

VERSUS

The State of Punjab

.. Respondent(s)

*** * ***

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

*** * ***

**PRESENT Mr.B.S.Kathuria, Advocate, for the petitioner.
Mr.Gazi Mohammad, DAG., Punjab.**

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

Petitioner is about 63 years of age. He was involved in the case under Section 15 of the NDPS Act on the basis of secret information along with 7 other persons. One of the named accused was arrested along with 1200 kgs. of poppy husk. The petitioner was arrested on 19.6.2014. Out of 7 named accused three were found innocent. The identity of the petitioner will certainly be a debatable issue. First application filed by the petitioner was dismissed as withdrawn on 21.5.2015. Out of 12 witnesses cited by the prosecution, 8 witnesses stand already examined. It is claimed by the petitioner that his wife Surjit Kaur is patient of Cancer and is undergoing treatment in Mohan Dei Oswal Hospital, Ludhiana. One of the co-accused of the petitioner named in the FIR who was not arrested from the spot has been granted the concession of bail in Crl. Misc. No.11476 of 21014.

Counsel for the petitioner informs that Harjinder Kaur co-accused has been granted the concession of bail by this Court.

Taking into consideration, the totality of the circumstances, the petition is allowed. It is ordered that the petitioner will be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

**(M.M.S. BEDI)
JUDGE**

October 1, 2015.