

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

CRM-M No. 43945 of 2014(O&M)

Date of Decision : 19.01.2015

Tarsem Singh

.....Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr.D.S.Sandhu, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, Addl. AG, Punjab.

- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for regular bail filed in case bearing FIR No.106 dated 25.05.2013, under Section 21/61/85 of the NDPS Act, registered at Police Station City Kapurthala, District Kapurthala.

The precise argument of learned counsel for the petitioner is that as per the FIR Section 50 of the NDPS Act was not followed and the recovery was from the pocket of his pyjama. He has relied upon an order of this Court dated 02.05.2013 passed in CRM-M No. 9180 of 2013 to contend that on this score alone the petitioner is entitled to be released on bail. Apart from that the petitioner has now been in custody since 25.05.2013 and not a single witness has been examined.

Learned Addl.AG, on instructions from HC Gian Singh, has

accepted the factual assertions.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of bail to the present petitioner.

Bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

Since the main case has been decided, the Criminal Misc.Application, if any also stands disposed of.

(AJAY TEWARI)
JUDGE

January 19, 2015

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