

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

CRM-M-44365-2014 (O&M)

Date of Decision: January 08, 2015

Nanak Singh @ Nanku

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE NARESH KUMAR SANGHI

Present: Mr.Simranjit Singh Blassi, Advocate
for the petitioner.

Mr.K.S.Pannu, DAG, Punjab.

.....

Naresh Kumar Sanghi, J.(Oral)

Prayer in this petition, filed under Section 439, Cr.P.C.,
is for grant of regular bail to the petitioner, Nanak Singh @
Nanku, who has been booked for having committed the offence
punishable under Section 18 of the Narcotic Drugs and
Psychotropic Substances Act, 1985, in a case arising out of FIR
No.38, dated 24.03.2014, registered at Police Station, Bahaw
Wala, District Fazilka.

Learned counsel contends that neither the
independent witness nor any gazetted officer was associated with

the Investigating Officer at the time of recovery of the alleged opium.

Learned counsel for the State submits that it is highly improbable for the Investigating Agency to implant more than 5 kg of opium on the appellant for his false implication in the present case. He further contends that appellant is involved in yet another case arising out of Narcotic Drugs and Psychotropic Substances Act, 1985.

After hearing the learned counsel for the parties and going through the contents of the petition and keeping in view the fact that more than 5 kg of opium of commercial quantity was recovered from the petitioner, no ground of bail is made out.

Dismissed.

January 08, 2015
meenu

(NARESH KUMAR SANGHI)
JUDGE