

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

**CRM-M No.13657 of 2016
Date of Decision: 15.07.2016**

Ranjit Singh @ Babbu

..... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Mr. L. S. Sekhon, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, Dy. A. G., Punjab.

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

The petitioner seeks concession of regular bail in a case registered on the allegations that on 11.02.2014, the petitioner along with another person had escaped, leaving an Alto car containing seven bags of 30 kg each, total weighing 210 kg, of poppy husk.

The petitioner is not named in the FIR but during the course of investigation, Bagicha Singh alleged to be the owner of the Alto car was arrested. He allegedly, on 20.11.2014, made a statement disclosing the name of the petitioner. The petitioner was arrested on 10.09.2015 and had allegedly made a confessional statement regarding his involvement in the offence.

I have heard learned counsel for the petitioner and gone through the police file. Neither the petitioner nor his co-accused Bagicha Singh was apprehended while carrying the poppy husk. The petitioner was arrested on 10.09.2015 whereas the recovery was effected on 11.02.2014. The identity and culpability of the petitioner on account of the above circumstances would certainly be a debatable issue during the course of trial.

In view of the fact that the petitioner has been in custody w.e.f. 10.09.2015 and only one witness has been examined, the petitioner can be granted the concession of bail.

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 subject to the condition that he will not indulge in the similar activity of which he is accused of, during the pendency of the trial.

(M. M. S. BEDI)
JUDGE

15.07.2016

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