

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M-13683 of 2016(O&M)
Date of Decision:-22.07.2016

Bhupinder Singh alias Bhinda

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.P.S. Mirpur, Advocate for the petitioner.

Mr.Kirat Singh Sidhu, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of bail to the petitioner in case FIR No.204, dated 15.11.2013, for offence punishable under Section 18 NDPS Act registered at Police Station Canal Colony, Distt. Bathinda.

Learned counsel for the petitioner contends that the allegation against the petitioner is that 13 kg. opium was recovered from the truck which was driven by the petitioner. He further submits that on suspicion, raiding police party with the help of co-employees have apprehended two persons sitting on a truck bearing No.*PB-03Y-9844*, which was driven by Bhupinder Singh alias Bhinda (present petitioner). He also submits that the alleged recovery of 13 kg. opium was not found from the conscious possession of the petitioner, and, therefore, he deserves to be released on regular bail.

Learned counsel for the State, on instructions from ASI-Manjit Singh, submits that since the peitioner was caught at the spot and 13 kg. opium was recovered from him, he is not entitled for grant of regular bail.

Heard.

Without adjudicating the issue of ownership of the truck, but keeping in view of the fact that the the peitioner was caught at the spot and 13 kg. opium was recovered from him, no ground for grant of regular bail is made out.

Dismissed.

(HARI PAL VERMA)
JUDGE

July 22, 2016
Anjal