

**CRM-M-14459-2016**

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

**CRM-M-14459-2016**

**Date of Decision: 12.12.2016**

Avtar Singh @ Bholla

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Ms. G.K.Mann, Advocate,  
for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

**INDERJIT SINGH, J.**

Petitioner, Avtar Singh @ Bholla has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.274 dated 04.11.2015, registered at Police Station Sultanwind, District Amritsar, under Sections 379, 379-B, 399, 402, 411, 472, 148 and 149 IPC, Section 25 of the Arms Act, 1959 and Sections 21, 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

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From the record, I find that FIR, in the present case, has been registered on the basis of secret information. As per the FIR, the police got stopped one Verna car in which five young persons were travelling. From the car, recovery of 1½ kg intoxicant powder containing Alprazolam Salt was effected. Two persons riding on a motor-cycle were also apprehended and sword was recovered from the present petitioner.

The petitioner is in custody since 04.11.2015. He has only to face the trial. He was not sitting in the car from which the intoxicant powder was recovered. As per the prosecution version, the present petitioner was on the motor-cycle and sword was recovered from him.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

**12.12.2016**

parveen kumar

**(INDERJIT SINGH)  
JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |