

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

CRM-M-14832-2016 (O&M)

Date of decision : 20.10.2016

Joga Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. H.S. Bhullar, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by SI Jagdish Kumar.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.03 dated 21.01.2016, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at P.S. Nurmahal, Distt. Jalandhar.

It is contended that the petitioner has been falsely implicated in the instant case. He was not arrested from the spot. He is neither the owner, nor driver of the Innova vehicle from where the alleged recovery was effected. The petitioner is on bail in all the other five FIRs registered against him. He has joined the investigation in terms of the orders passed by this Court.

On the other hand, learned State counsel has opposed the instant petition. He states that the petitioner is a habitual offender.

Heard.

The petitioner was not arrested from the spot. He has been implicated on the basis of the disclosure statement of co-accused Manjit

Singh, the owner of the vehicle in question. Though, the petitioner is involved in other FIRs, but he is on bail in all such cases. He has repeatedly joined the investigation.

Accordingly, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 17.05.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

20.10.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No