

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-18460 of 2016 (O&M)

Date of Decision: 02.06.2016

Baljit Kaur @ Raji

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Amit Dhawan, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.71 dated 11.5.2015 under sections 15, 61, 85 of N.D.P.S Act, registered at Police Station, Maqsudan, District Jalandhar.

Learned counsel for the parties have been heard.

Even as per prosecution version, a recovery of 4 kgs of poppy husk was made from the co-accused Sukhwinder Singh @ Sukha and Om Parkash. Present petitioner was sought to be implicated on the disclosure statement of co-accused.

Petitioner was granted interim protection as regards arrest on 8.2.2016.

Petitioner having not joined investigation and having misused the concession of interim bail was declared a Proclaimed Offender on 7.4.2016. She, thereafter, was arrested on 1.5.2016.

Counsel has adverted to the documents at Annexure P-2 (colly) to contend that it was on account of a health issue/medical ailment that the petitioner could not join investigation.

Be that as it may, petitioner has now faced incarceration for more than one month. Recovery is of small quantity of poppy husk and that also from the other co-accused and not from the present petitioner.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Jalandhar.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

02.06.2016

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