

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

CRM No. M-2202 of 2016 (O&M)

Date of Decision: 09.02.2016

Sandeep Singh @ Sonu

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. KBS Mann, Advocate for the petitioner.
Mr. D.S. Virk, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J.

Petitioner seeks benefit of regular bail pending trial in case F.I.R. No.29 dated 05.06.2013 under sections 15/29/61/85 of the NDPS Act, registered at Police Station City-II, Abohar, District Fazilka.

Counsel for the parties have been heard.

Prosecution version is that based on secret information, a nakabandi was done and an Innova vehicle was intercepted and from which an alleged recovery of 4 quintals of poppy husk was effected. Two of the co-accused, namely, Sukhdev Singh @ Sukha and Gurmail Singh were apprehended at the spot.

Insofar as the present petitioner is concerned, allegations are that he was following the Innova vehicle on a motorcycle and have managed to escape.

Petitioner is sought to be implicated only on the basis of secret information and in which a number of persons including the present petitioner have been named. No recovery has been effected from the present petitioner.

Investigation in the present case is complete and challan having

been presented, even charges were framed.

Learned State counsel upon instructions from ASI Manjit Singh would apprise the Court that out of 12 prosecution witnesses cited only 2 have been examined till date. The trial, as such, would take time to conclude.

Even though the petitioner is stated to be involved in yet another case under the NDPS Act but he is admittedly on bail in that matter. The alleged recovery in that case is stated to be 6 grams of smack.

Petitioner has been in custody since 11.05.2015.

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

Petition disposed of.

09.02.2016

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE