

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

CRM-M-22540-2016 (O&M)

Date of decision: 19.08.2016

Sarabpreet Singh @ Rinku

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms. Gurvir Kaur, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl.A.G., Punjab,
assisted by HC Buta Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.45 dated 27.03.2016, registered under Section 21 of the NDPS Act, at Police Station Sadar Fazilka.

Learned counsel contends that the petitioner is neither the owner, nor the driver of the vehicle. The recovery was effected from the dash board of the car. It is asserted that the petitioner is a resident of Delhi and took lift and thus, was a co-passenger at the time of the alleged recovery.

On the other hand, learned State counsel, on instructions, submits that the petitioner is very well-known to the other co-accused.

Heard.

Considering the fact that the recovery was not effected from the conscious possession of the petitioner and the petitioner is neither the owner, nor driver of the vehicle in question, without advertg to the merits

of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion of the Court on the merits of the case.

19.08.2016
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(JITENDRA CHAUHAN)
JUDGE

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