

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

CRM-M No.26618 of 2016
Date of decision: 25th October, 2016

Rajdeep @ Prince

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sudhir Sharma, Advocate for the petitioner.

Mr. J.S. Brar, Asstt. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Rajdeep @ Prince in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.148 dated 13.07.2014 registered at Police Station Salem Tabri, District Ludhiana under Sections 21/29/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, are that the police on the basis of secret information apprehended Penta co-accused/non-applicant from whom 500 gms of Heroin was recovered and it is alleged that the petitioner at that point of time was in judicial custody and was instrumental in running this racket.

Contentions of the learned counsel for the petitioner are that the petitioner is in custody since 27.07.2014 and that the only semblance of evidence against him is the statement of his co-accused Des Raj admissibility of which is a debatable issue.

The factual scenario could not be displaced by learned State counsel.

In the light of submissions made by learned counsel for the petitioner, the period of incarceration and the fact that the investigation and trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

October 25, 2016

rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No