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

CRM-M-29419 of 2016

Date of decision: September 14, 2016

Beant Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Rajesh Bhatheja, Advocate
for the petitioner.

Mr. Shilesh Gupta, Addl. AG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.29 dated 17.03.2015, under Sections 22, 61, 85 of Narcotic Drugs and Psychotropic Substance Act, 1985, registered at Police Station Nihal Singh Wala, District Moga, petitioner was arrested on 23.12.2015 and is in jail since then.

From the petitioner, 65 grams of salt Diphenoxylate Hydrochloride was seized.

Learned State counsel, on instructions from Head Constable Jagroop Singh, states that there is no other case against the petitioner, though, there are 3 cases against the co-accused namely Malkit Singh. Petitioner was arrested on 23.12.2015. There is no report that the petitioner was indulged in any criminal act.

In that view of the matter, looking to the fact that there is

no other offence against the petitioner and the quantity of the contraband, this petition is allowed. Petitioner be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper with the prosecution evidence and shall not threaten the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

September 14, 2016

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No