

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

CRM-M-32279-2016 (O&M)

Date of decision: 17.10.2016

Kuldeep Singh @ Raj

...Petitioner

Versus

State of U.T. Chandigarh

...Respondent

**CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN**

Present: Mr. S.K. Agnihotri, Advocate for the petitioner.

Mr. Sukant Gupta, Addl.P.P. for U.T. Chandigarh,  
assisted by Inspector Ram Rattan, SHO P.S. Maloya.

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**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 FIR No.83 dated 16.06.2016, registered under Sections 18 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, and Sections 489-C and 120-B of the Indian Penal Code, at Police Station Maloya, Chandigarh.

It is contended that as per the case of the prosecution, the petitioner allegedly introduced one Jarnail Singh @ Jaila to co-accused Narinder Singh. Co-accused Jarnail Singh allegedly supplied contraband to Narinder Singh. Rupees four lacs were paid for the contraband, out of which Rupees two lacs were retained by the petitioner.

On the other hand, learned counsel for the U.T. Administration states that petitioner received Rupees two lacs from co-accused Narinder Singh, for arranging narcotics through co-accused, Jarnail Singh @ Jaila, who is a drug supplier. He also introduced said Jarnail Singh to co-accused Narinder Singh and Lovepreet Kaur, who planted the contraband and fake

currency in the vehicle driven by Bhagwan Singh. It is further informed that challan stands presented, thirty seven witnesses have been cited by the prosecution and the matter is fixed for framing of charges.

Heard.

The petitioner is alleged to have received Rupees two lacs from co-accused Narinder Singh for arranging the contraband in question, whose value itself is statedly not more than Rupees two lacs. The petitioner is in custody since 11.07.2016. The challan stands already presented against the petitioner but the charges are yet to be framed. As many as thirty seven witnesses have been cited by the prosecution, therefore, it can safely be inferred that the trial is not likely to be concluded in the near future.

In view of the above, without adverting 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/Chief Judicial Magistrate/Duty Magistrate concerned.

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

17.10.2016  
*atulsethi*

**(JITENDRA CHAUHAN)**  
**JUDGE**

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