

Sr. No. 224

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

**CRM No. M-3473 of 2016
Date of Decision: 10.02.2016**

Hardeep Singh

...Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. R.S.Arya, Advocate,
for the petitioner.

Mr. Rajiv Doon, AAG, Haryana.

TEJINDER SINGH DHINDSA. J (ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.449 dated 13.07.2015, under Sections 15/27-A/61/85 of Narcotic Drugs and Psychotropic Substances Act (for short 'NDPS Act'), registered at Police Station City Fatehabad.

As per prosecution version an alleged recovery of 84 Kgs of poppy husk is stated to have been effected from an abandoned car. From such car a driving licence in the name of co-accused Gurmeet was recovered. It is not even the case of the prosecution that the car in question was in the ownership of the present petitioner.

No recovery has been effected from the petitioner and neither is it the case that he had escaped from the spot.

The petitioner is also stated to be not involved in any

other case under the NDPS Act.

Under such circumstances false implication of the petitioner cannot be discounted.

In the totality of the circumstances, petitioner is held entitled to the benefit of bail. Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Fatehabad.

Disposed of.

10.02.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**