

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

CRM-M-37011-2016 (O&M)
Date of decision : 27.10.2016

Munna Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Harkeerat Singh, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl.A.G., Punjab,
assisted by Kuldeep Singh.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.324 dated 03.12.2015, registered under Section 15 of the NDPS Act, at P.S. Salem Tabri, Distt. Ludhiana.

Contents that the petitioner is neither the owner nor driver of the truck in question. The petitioner being one of the occupants of the truck, has been implicated in the instant case. No recovery has been effected from his conscious possession. He is not involved in any other FIR.

On the other hand, learned State counsel has opposed the instant petition. On instructions, learned State counsel submits that the petitioner was apprehended from the spot. The challan stands presented and the matter is now fixed for framing of charges. The prosecution has cited thirteen prosecution witnesses.

Heard.

ATUL SETHI
2016.10.27 17:24
I attest to the accuracy and
authenticity of this document
Chandigarh

The petitioner is behind the bars since 03.12.2015. He is not involved in any other FIR. Though, the challan stands presented, but the charges are yet to be framed, therefore, it can safely be inferred that the conclusion of the trial may take considerably time.

Keeping in view the above and 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.

However, anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

27.10.2016
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(JITENDRA CHAUHAN)
JUDGE

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