

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No. M-37332 of 2016

Date of Decision: 07.11.2016

Surender Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Ajay Arora, Advocate
for the petitioner

Mr. Manish Bansal, DAG Haryana

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.190 dated 27.07.2016, under Sections 15/61/85, 27-A NDPS Act registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner contends that name of the petitioner has been figured only on the basis of disclosure statement made by the co-accused Rinku@Vikas. The other co-accused namely Sangharsh @ Kaka and Rinku @ Vikas have already been admitted on regular bail by this Court vide order dated 17.10.2016 in Crl. Misc. No. M-33866 of 2016 *Sangharsh @ Kaka vs. State of Haryana* and Crl. Misc. No. M-33872 of 2016 *Rinku @ Vikas vs. State of Haryana*.

Learned State counsel on instructions from ASI Dharam Singh fairly states that name of the petitioner has been figured on the basis of disclosure statement made by co-accused Rinku @ Vikas.

I have heard learned counsel for the parties.

The recovery has not been effected from the personal possession of the petitioner and it is only on the basis of disclosure statement made by the other accused his name has come into picture. The trial in the case will take long time as only charge has been framed.

Accordingly, the petition is accepted. The petitioner is admitted on

regular bail on furnishing of his bail bonds and surety bonds subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Sirsa.

It is made clear that in case the petitioner is found involved in such like activities again, the prosecution would be at liberty to seek cancellation of his bail.

The criminal miscellaneous is disposed of.

(HARI PAL VERMA)
JUDGE

November 07, 2016

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Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No