

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

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CRM-M-42056-2015

Date of Decision: January 22, 2016

SUKHMEETPAL SINGH @ SUKH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.Ashish Aggarwal, Advocate for the petitioner
Mr.Jashan Preet Singh, AAG,Punjab

M.M.S.BEDI, J.(Oral)

On arrest of Sukhcharan Singh and Sohan Singh co-accused on the basis of secret information, 9 Kg heroin and a sum of Rs.7,00,000/- was recovered from them. During the course of investigation, it transpired that one Ranjit Singh with the help of Avtar Singh (a BSF personnel) had got smuggled heroin from Pakistan.

So far as the petitioner is concerned, he has been involved in the case on the basis of the statement of Avtar Singh to the effect that Ranjit Singh accused had been introduced to Avtar Singh by the petitioner. The petitioner has been involved in the case on the basis of disclosure statement of his co-accused. It is not a case where any recovery has been effected from the petitioner.

On asking of the Court is has been informed that the petitioner has been involved only under Section 29 of the NDPS Act.

In view of totality of above said circumstances, taking into consideration the fact that the petitioner has been in custody for last more than one year, he can be granted the concession of bail as he is not involved in any other case under NDPS Act as per information supplied by State counsel on instructions from ASI Rajesh Kumar.

The petition is allowed. The petitioner is ordered to be released on bail on his furnishing bail bond and surety bond to the satisfaction of the trial Court subject to the conditions that the petitioner will not indulge in similar activities of which he is accused of during the pendency of the trial.

(M.M.S.BEDI)
JUDGE

January 22, 2016