

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

213

CRM-M-7133-2016

Date of Decision: April 1, 2016

MALKIT SINGH @ GAGGI

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

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

Present: Mr.Jetinder Pal Singh, Advocate for the petitioner.

Mr.Arshdeep S. Kler, DAG, Punjab.

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

Petitioner while in custody in FIR No.173 of 2014 registered at Police Station City-I, Abohar allegedly made a disclosure statement in custody that he had concealed intoxicating powder at a place only known to him. He allegedly led the police party to the spot disclosed by him from where 260 gams of intoxicating powder was recovered.

State counsel has opposed the application on the ground that the powder has been found to contain 0.25% Alprazolam, which is a commercial quantity.

The circumstances in which petitioner has been involved in the case having allegedly been found in possession of contraband, would certainly constitute debatable issues, he being already in custody in another case. The petitioner, in the said circumstances, can be granted the concession of bail.

Petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial court.

April 1, 2016
TSG

**(M.M.S.BEDI)
JUDGE**