

IN THE HIGH COURT FOR THE STATES OF PUNJAB
AND HARYANA AT CHANDIGARH.

TAPINDER SINGH MANN
20/05/2016 17:53

Cr. Misc. M 9441 of 2016
Date of decision: 19.5.2016

Amar Singh @ Pappi

Petitioner

VS.

State of Haryana

Respondent

Present: Mr. Ram Krishan Rana, Advocate.
Mr. GS Salwara, DAG, Haryana.

M.M.S.BEDI,J.

The petitioner has been in custody since 31.5.2015 in a case registered on the basis of a secret information that the petitioner along with his brother Sube and 2/3 others were indulged in selling of ganja.

Counsel for the petitioner submits that recovery in the present case was effected from Flat No.205, Tower E, Sector 88, Faridabad but the petitioner is neither the owner nor the tenant of the said flat. He has also referred to a number of discrepancies and the contradictions, indicating that the link evidence is missing. He has also made an attempt to satisfy this court that the petitioner has been falsely implicated on the basis of misguided suspicion.

Since the petitioner has been arrested from the above said flat and there are few other cases against him, grant of bail will not be appropriate in view of provisions of Section 37 NDPS Act. All the pleas, taken up in this petition, may be raised at the time of final arguments to seek acquittal. Taking into consideration the period of detention suffered by the petitioner and the stage of trial, I deem it appropriate to dispose of this petition with a direction to the trial court that in case the trial is not concluded within three months, after the next date of hearing fixed before it, it will be open to the petitioner to approach this court again for bail.

May 19 ,2016
TSM

(M.M.S.BEDI)
JUDGE