

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

CRM No. M-15039 of 2017 (O&M)

Date of Decision: 22.05.2017

Rajesh Kumar

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. S.K. Passi, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.16, dated 21.03.2017, under Sections 22/61/85 of the NDPS Act, registered at Police Station Sadiq, District Faridkot.

Counsel for the parties have been heard.

As per prosecution version, the alleged recovery of 750 drug tablets was effected from co-accused, Mandeep Singh. Present petitioner is sought to be implicated on the basis that such tablets have been purchased by Mandeep Singh from the present petitioner.

Counsel argues that name of the present petitioner does not figure in the FIR. His shop had also been raided but no recovery was effected.

On a previous occasion as well, the petitioner was involved in FIR No.170, dated 25.07.2016 under Sections 22/25/29 of the NDPS Act, registered at Police Station Kotwali Faridkot, District Faridkot and in which also no recovery had been effected from the petitioner and vide order dated

05.12.2016 passed by this Court, petitioner was granted concession of bail in CRM-M-42595-2016.

Without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petitioner, Rajesh Kumar be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Faridkot.

Disposed of.

22.05.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |