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

CRM-M-23185 of 2017

Date of decision: July 24, 2017

Amafuna Basil @ Oga Ama

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. J.S. Sandhu, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks grant of regular bail in FIR No.35 dated 15.04.2017, under Sections 21, 25, 27A of Narcotic Drugs and Psychotropic Substance Act, 1985 (for short 'NDPS Act'), registered at Police Station Kotfatta, District Bathinda.

The petitioner is a Nigerian citizen. Learned counsel for the petitioner submits that the petitioner has come to India for studies as against, which, the learned State counsel, on instructions from the police official, states that the petitioner supplied heroin. However, he states that there is no other case against the petitioner.

In that view of the matter, this petition is allowed. Petitioner shall be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall file an undertaking before the trial Court that he will not indulge in

similar or any other kind of offence in future. Petitioner shall appear before the Commissioner of Police, Delhi on every Monday, Wednesday and Sunday between 11:00 AM to 04:00 PM every week. Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.

(A.B. CHAUDHARI)
JUDGE

July 24, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No