

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

CRM-M-23439-2017

Date of Decision : 13.07.2017

Mohan Lal

.....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM : HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. Ajay Arora Bharti, Advocate
for the petitioner.

Mr. S.K. Yadav, D.A.G., Haryana with
S.I Chhabil Dass.

SNEH PRASHAR, J. (ORAL)

The petitioner is facing trial in case FIR No.34 dated 27.02.2017 registered under Sections 17, 61, 85 and 27-A of NDPS Act against him at Police Station Ding.

The allegation of the prosecution is that two boys were intercepted on suspicion by the police party on patrol. While one was apprehended, the other managed to run away. The accused, who was arrested, disclosed his name as Niranjana Yadav and on his personal search, taken in due process of law, 1.765 kgs of opium was recovered from his possession. In his disclosure statement, the said accused stated that he had purchased the narcotic drug from the petitioner.

Learned counsel for the petitioner submits that co-accused Kuldeep Singh, who is alleged to have run away from the spot, has been granted interim bail by this Court vide order dated 22.05.2017. The

petitioner who had been implicated only on the disclosure statement of a co-accused and from whom no recovery has been effected is in judicial custody since 12.06.2017.

Indeed, no recovery was effected from the petitioner. The trial will take some time and there appears no plausible ground to detain the petitioner in custody. Considering the facts and circumstances and without going into the merits of the case, the petitioner be admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of concerned trial Court/Duty Magistrate.

July 13, 2017
ps-I

(SNEH PRASHAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No