

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

**Criminal Misc. No.M-26587 of 2017 (O&M)
Date of Decision: 17.08.2017**

Punjab Singh

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. S.S. Behl, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

HARI PAL VERMA, J. (Oral)

Criminal Misc. No.25352-2017:

Prayer in this application filed under Section 482 CrPC is for correction in the head note and prayer clause.

For the reasons stated in the application, the same is allowed. Section 29 NDPS Act is ordered to be incorporated along with Section 15 NDPS Act in the head note as well as prayer clause of the main petition.

Criminal Misc. No.M-26587 of 2017:

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.126 dated 17.04.2017 under Sections 15 and 29 of the NDPS Act registered at Police Station Naraingarh, District Ambala.

Learned counsel for the petitioner submits that no recovery has been effected from the petitioner and he has been named in the present FIR on the basis of disclosure statement of co-accused Salim, who has been found in possession of 45 kg. of poppy husk.

Learned State counsel submits that though the petitioner was not arrested from the place of occurrence, but his name has been disclosed by the co-accused and the mobile phone record of the accused reveals that the petitioner was in touch with the main accused.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 21.4.2017 and trial in the case may take long time, I deem it appropriate to release him on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

However, the observations made hereinabove shall not be construed as any expression on the merits of the case.

August 17, 2017
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No