

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

CRM-M-28995-2016 (O&M)

Date of decision: February 07, 2017.

Sona Singh

... **Petitioner**

v.

State of Punjab

... **Respondent**

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

Present: Shri Jashandeep Singh Sandhu, Advocate for the petitioner.

Shri K.S. Sidhu, Assistant Advocate General, Punjab.

A.B. Chaudhari, J. (Oral):

Annexure P-2 is taken on record.

Heard learned counsel for the rival parties. In FIR No.147 dated 27.8.2013, under Section 15 of the Narcotic Drugs & Psychotropic Substances Act, 1985, registered at Police Station Canal Colony, Bathinda, the petitioner was arrested on 18.4.2016 and is in jail since then. Seen the affidavit of Harinder singh, PPS, Deputy Superintendent of Police (City-1), Bathinda pointed out to me by the State counsel. It is mentioned therein that eight bags of poppy husk containing 158 kilograms of poppy husk was recovered and the present petitioner Sona Singh had borrowed a vehicle on the false pretext and used the same for transportation of the poppy husk. The State Counsel further submits that there is no offence of similar nature against the petitioner and the learned counsel for the petitioner has pointed out that in a similar type of case, the petitioner stands acquitted.

In that view of the matter, looking to the fact as stand narrated above and the further fact that the petitioner came to be arrested after two and a half years and looking to the contraband that is involved, I am inclined to grant bail. Hence, bail to the satisfaction of the trial court. The petitioner to file undertaking before the trial court that he shall not indulge into similar offence and liberty is reserved in favour of the State to seek cancellation of bail if he is found involved in similar kind of offence.

February 07, 2017.
kadyan

[**A.B. Chaudhari**]
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No