

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

**Criminal Misc. No. M-34393 of 2017
Date of Decision:-22.09.2017**

Aman Kumar @ Anand

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

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

Mr. H.S. Grewal, Additional A.G., Punjab.

FATEH DEEP SINGH J.(Oral)

Allegations against the petitioner Aman Kumar @ Andnd in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.005 dated 22.1.2017 registered at Police Station Naya Gaon, District S.A.S. Nagar, Mohali under Section 15/61/85 of NDPS Act, are that on 22.1.2017 from a pickup jeep bearing No.HP-24B-4067,140 kilograms of poppy husk was recovered.

The contentions of petitioner's counsel are that the petitioner was not apprehended at the spot and his name was figured only on the basis of statement of co-accused Anil Kumar, who has already been released on bail.

Learned State counsel has not disputed the factual scenario but opposed the grant of bail to the petitioner on the ground of heinousness of crime.

Appreciating the submissions and keeping in view the fact that the name of petitioner has figured only on the basis of statement of co-accused Anil Kumar, who has already been released on bail and the fact that the trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of the trial Court.

The petition stands disposed off accordingly.

September 22, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No