

218 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35420 of 2017(O&M)

Date of decision: November 20, 2017

Pawan Kumar alias Bhola Ram

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. P.S.Sekhon Advocate for the petitioner.

Mr.Dhruv Dayal, DAG, Punjanb.

A.B.CHAUDHARI, J(Oral)

Heard learned counsel for the rival parties.

The petitioner has filed this petition under Section 439 Cr.P.C. seeking regular bail in FIR No.34 dated 08.04.2017, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985(for short 'the NDPS Act'), registered at Police Station Dharamgarh, District Sangrur.

Learned counsel for the petitioner submits that the petitioner was allegedly found having in his possession 1500 intoxicant tablets i.e. Alprazolam without any licence and has been in custody since 05.04.2017.

Upon instructions from the investigation officer namely ASI Nirmal Singh, learned counsel for the State submits that there is no other case is pending against the petitioner.

Undoubtedly, the allegations against the petitioner are serious in nature but the trial will take its own time.

In that view of the matter, the petitioner be released on bail, subject to the following conditions:-

- (i) The **CRM-M-35420 of 2017** is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner would file an undertaking to the trial Court that he will not commit the same or any other kind of offence in future.
- (v) The petitioner shall report to the concerned Police Station on every Sunday, Monday and Wednesday between 11 am to 4 pm. The police shall keep surveillance on the petitioner.
- (v) Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.
- (vi) In case, the petitioner violates the above said conditions, this order of bail comes to an end automatically without reference to this Court.

(A.B. CHAUDHARI)
JUDGE

November 20, 2017
sunita

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No