

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

CRM-M-3545-2017

Date of decision: March 16, 2017.

Jagtar Singh

... **Petitioner**

v.

State of Punjab

... **Respondent**

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

Present: Shri H.S. Brar, Advocate for the petitioner.

Shri Abhishek Chautala, Assistant Advocate General, Punjab.

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

Heard learned counsel for the rival parties. Seen the FIR. Reading of the FIR shows, and as fairly by learned State Counsel, that the field from which the recovery was made, has not been shown to be belonging to the petitioner or having any lease hold rights or as the case may be. The recovery appears to have been made after over-turning the heap of dry grass.

It is true that the recovery made is heavy quantity namely, 6 kilograms and 937 grams of 8 packets of heroine and the offence is really serious, but then, in the absence of any link with the petitioner, I think the petitioner has made out a prima facie case for the grant of bail. Age of the petitioner is stated to be 65 years. Counsel for the State states that there is no other case of similar type against the petitioner. In that view of the matter, bail is granted to the petitioner to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

Disposed of.

March 16, 2017.

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

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No