

219 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38351 of 2017(O&M)
Date of decision: November 21, 2017

Kishori Lal Rana alias Sanju

.....Petitioner

Versus

Narcotics Control Bureau, Zonal Unit,
Chandigarh through Intelligence Officer

.....Respondent

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

Present: Mr. Naveen S.Bhardwaj, Advocate for the petitioner.

Mr.D.D.Sharma, Advocate for the respondent.

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 case Crime No.49 dated 20.11.2016, under Sections 8, 20, 29 and 60 of the Narcotic Drugs and Psychotropic Substances Act, 1985(for short 'the NDPS Act'), registered at Police Station NCB, Zonal Unit, Chandigarh.

The petitioner was arrested on 22.11.2016 with huge quantity of contraband i.e. 0.970 Kilograms of Charas, along with the other accused. The contraband was kept in the head light of the car.

Learned counsel for the NCB submits that the petitioner has one more case pending against him under the NDPS Act though with the police.

Learned counsel for the petitioner makes a statement that the petitioner will file an undertaking not to repeat such offence in future.

Looking to the period spent by the petitioner in jail namely one year,I think the petitioner should be granted regular bail with the following conditions:-

- (i) The **CRM-M-38351 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 shall report to the office of NCB, Zonal Unit, Chandigarh on every Wednesday between 11 am to 4 pm. The NCB 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 21, 2017
sunita

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