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

CRM-M-39747 of 2017 (O&M)

Date of decision: October 30, 2017

Okoye Destine Edhukumu

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Varun Sharma, Advocate for the petitioner.

Mr. Dhruv Dyal, Sr. DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks regular bail in FIR No.154 dated 12.07.2017, under Sections 21/61/85 of NDPS Act, registered at Police Station Rama Mandi, Jalandhar.

Learned counsel for the petitioner submits that the petitioner is a Citizen of Nigeria and now, he and his wife are living in New Delhi. He further submits that his wife is pregnant and the expected date of delivery is 10.01.2018.

Learned State counsel submits that one other case is pending against the petitioner under NDPS Act.

Learned counsel for the petitioner submits that he would surrender his passport and would also attend the Police Station at New Delhi, in the area which he resides.

In my opinion, looking to the admitted position that the wife of the petitioner is pregnant, interim bail can be granted to him for fixed

period.

In that view of the matter, I make the following order:

ORDER

- (i) The CRM-M-39747 of 2017 is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate, only on or after 15.11.2017 and shall report back to the jail on or before 15.03.2018.
- (iii) The petitioner to surrender his passport with the trial Court.
- (iv) In case of violation of conditions, the bail will be automatically cancelled.

(A.B. CHAUDHARI)
JUDGE

October 30, 2017
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Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No