

CRM-M-41503-2016 (O&M)

Date of decision: 07.09.2017

Paramjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWANPresent: Mr. Aminder Singh, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No.33, dated 09.03.2016, under Section 15 of NDPS Act, registered at Police Station Chhajli, District Sangrur.

As per allegations in the FIR, on receiving of secret information that the petitioner along with four other co-accused, who are occupants of one Ford Figo car, are loading contraband in a truck and on the basis of secret information, the FIR was registered. Later on, when the police party raided the place, all the five accused were arrested. Counsel for the petitioner submits that three of the co-accused have been granted concession of regular bail in CRM-M-23691-2016, vide order dated 26.10.2016 and CRM-M-42766-2016, vide order dated 08.12.2016.

It is further submitted that Harnand Singh was found innocent and later on, who was summoned under Section 319 Cr.P.C. in which he has granted anticipatory bail and has also filed a revision challenging the order summoning him as an additional accused in which proceedings of the trial Court qua said Harnand Singh has been stayed. The petitioner is in judicial lock up for the last one year and six months and he is a permanent

handicapped person due to polio attack.

On the other hand, learned State counsel, on instructions from HC Narender Singh, has opposed the bail on the ground that recovery of 120 Kg of poppy husk and is involved in two cases.

Without commenting on the merits of the case, the present petition is allowed. Petitioner be enlarged on regular bail subject to his furnishing bail / surety bond to the satisfaction of the trial Court/Illaq Magistrate concerned.

(ARVIND SINGH SANGWAN)
JUDGE

07.09.2017

Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No