

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

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**CRM-M-46887 of 2017
DATE OF DECISION:14.12.2017.**

Vipan Kumar

....Petitioner.

VERSUS

State of Punjab

....Respondent.

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. V.D. Bahl, Advocate for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Shekher Dhawan, J. (Oral)

Present petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case NCB Crime No.65 dated 10.10.2017 under Sections 8, 20, 29, 60 and 61 of NDPS Act, registered at Police Station Kathu Nangal, Distirct Amritsar.

Learned counsel for the petitioner contended that the petitioner has been falsely implicated in the case. More so, he is in custody since 11.10.2017 and nothing was recovered from the present petitioner, rather the recovery was effected from co-accused Lal Chand, Guro Ram and Roop Singh and there is no other case against the petitioner under NDPS Act; decision of the case still to take some more time. So he be released on bail.

Learned State counsel on the basis of custody certificate affirmed that fact that the petitioner is in custody since last more than two months and no recovery was effected from the present petitioner, rather the recovery was effected from co-accused Lal Chand, Guro Ram and Roop

Singh and he was to receive narcotic substance material.

Having considered the submissions made by learned counsel for the parties and the fact that the petitioner is in custody since 11.10.2017; nothing was recovered from the present petitioner, rather the recovery was effected from co-accused Lal Chand, Guro Ram and Roop Singh; decision of the case still to take some more time; and no useful purpose would be served by detaining the petitioner in custody, he is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of CJM/Area Magistrate, Amritsar.

The petition stands allowed.

(SHEKHER DHAWAN)
JUDGE

14.12.2017.

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Whether speaking/reasoned	:	YES/NO
Whether reportable	:	YES/NO