

223

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

CRM-M-5404 of 2017

Date of decision: July 03, 2017

Vikas Yadav

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Sandeep Verma, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks regular bail in FIR No.32 dated 19.04.2016, under Sections 18/61/85 of the Narcotic Drugs and Psychotropic Substance Act, 1985 (for short 'NDPS Act'), registered at Police StationSadar, Rajpura, District Patiala. Petitioner was arrested and is in jail.

Learned State counsel, on instructions from Assistant Sub Inspector Baljinder Singh, submits that pursuant to the last order dated 26.04.2017, I.O. has been examined before the trial court and today also evidence would be recorded. He submits that there is no other case against the petitioner under the NDPS Act and 3 kg of opium was found with 3 persons.

In my opinion, looking to the fact that there is no other case against the petitioner and since the petitioner has been in jail for

over a period of one year, it would be appropriate to release him on bail.

In that view of the matter, this petition is allowed. Petitioner is ordered to be released on bail subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

July 03, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No