

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

CRM-M-15630-2018

Date of Decision: 24.04.2018

Nirmal Singh

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Parminder Singh Sekhon, Advocate,
for the petitioner.

Mr. J.S.Walia, Senior Deputy Advocate General, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioner points out that as a matter of fact the petitioner has been implicated in three cases, all falling under the provisions of the NDPS Act, 1985, with him being on bail in the other two cases as the quantity alleged to have been recovered from the petitioner was less than commercial quantity; though in the present case, as per the FIR, 900 ml of “Onerex”, are shown to have been recovered from him.

According to the petitioner, the cases have been registered due to the fact that he was the complainant in an FIR registered at the same police station (Nandgarh, District Bathinda), alleging therein the commission of an offence punishable under Section 302 IPC, with two of the accused therein having been convicted and two acquitted of the charges framed against him, against which acquittal the petitioner is in appeal before this Court. Thus, the allegation is that the police, under pressure from those accused in that FIR, has registered false cases against the petitioner.

Keeping in view the aforesaid circumstances, without making any comment on the actual merits thereof, but granting the petitioner “the benefit of doubt” for the purpose of bail at this stage, this petition is allowed and the petitioner is ordered to be admitted to bail, on his furnishing adequate bail and surety bonds to the satisfaction of the trial Court.

Disposed of.

April 24, 2018

dharamvir

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO