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

CRM-M No.15689 of 2018
Date of Decision: 26.04.2018

Gurpreet Singh @ Chuha

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Kamaldip Singh Sidhu, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

1. Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.54 dated 14.07.2017, registered under Section 15 of the NDPS Act (Sections 29, 61, 85 of NDPS Act added later on) at Police Station Kotwali Nabha, District Patiala.

2. Learned counsel for the petitioner submitted that the petitioner was named in the disclosure statement of co-accused namely Makhan Singh who has already been granted regular bail in CRM-M No.5182 of 2018 on 23.02.2018.

3. As per the allegations in the FIR, when the police party was on patrolling at about 8.00 p.m., one person was in

the process of taking his car from Kothi who on seeing the police party, reversed his car back. On suspicion, he was arrested. 21 bags of poppy husk were recovered from the car make Optra.

4. The said person was identified as Makhan Singh. By referring to site plan prepared by the police and the placement of car at point 'B' in the site plan, this Court considered the prayer of regular bail of Makhan Singh and granted the same to Makhan Singh.

5. The name of the petitioner came to be known in the disclosure statement of Makhan Singh.

6. This statement of fact has not been denied by learned State counsel on instructions from SI Balwan Singh.

7. In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate.

8. Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

26.04.2018
jyoti

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No