

CRM-M-26803 of 2018

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

CRM-M-26803 of 2018
Date of Decision: 30.08.2018

Lovedeep Singh @ Labhu

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. P.K.S. Phoolka, Advocate, for the petitioner.
Mr. Harpreet Multani, AAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 439 Cr.P.C., prayer has been made for grant of regular bail to petitioner Lovedeep Singh @ Labhu in a case arising from FIR No.0030 dated 02.02.2018 registered under Section 22 of the NDPS Act, 1985 at Police Station Raman, District Bathinda.

According to the prosecution, on 02.02.2018 petitioner was apprehended with 40 bottles of ONEREX and 40 strips each containing 10 tablets of CARISOMA without any permit or license.

Learned counsel *inter alia* contends that petitioner has been falsely implicated. The bag in which the alleged contraband is recovered, according to the own version of the prosecution, had fallen on the road. Therefore, conscious possession of the petitioner alone over the alleged contraband is not proved, more particularly when two persons were riding the motorcycle from which the bag having alleged contraband had fallen.

Petitioner is behind bars since 02.02.2018. Conclusion of trial may take a

significant long time. No useful purpose would be served by keeping the petitioner behind bars during trial.

CRM-M-26803 of 2018

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner is ordered to be released on bail, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

August 30, 2018
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No