

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

(233)

**CRM-M-37684-2018**

**Decided on 04.09.2018**

**SATNAM SINGH VS STATE OF PUNJAB**

**CORAM : HON'BLE MR JUSTICE RAJBIR SEHRAWAT.**

Present : - Mr. Atul Goyal, Advocate for the petitioner.  
Mr. Rajat Bansal, AAG, Punjab.

**RAJBIR SEHRAWAT, J (ORAL)**

Present petition has been filed for seeking regular bail under Section 439 of the Cr.P.C. in the FIR No.248 dated 30.09.2017 for the offence punishable under section 22 of the NDPS Act, registered at Police Station Samrala District Khanna.

Learned counsel for the petitioner contends that the recovery against the petitioner is totally fabricated. There was not even an offer made to the petitioner by the Investigating Officer as to whether the petitioner would like to be searched before the Gazetted Officer or Magistrate or not. This has vitiated the recovery, allegedly made from the petitioner. Even the Investigating Officer of the case is the same person, who arrested the person and conducted the above said illegal search. It is further contended that the petitioner is in custody since 03.09.2017 and evidence has not been even started so far.

The learned State counsel, on instructions from ASI Baljinder Kumar, submitted that there is another case against the petitioner under Section 302 of the IPC.

As reply for this, learned counsel for the petitioner submits that the said case is result of rivalry in the village and he is not involved in that case also.

In view of the above, without commenting upon the merits of the case, the present petition is allowed. Petitioner is granted the concession of regular bail pending trial. He be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the trial Court/Duty Magistrate.

**( RAJBIR SEHRAWAT )**  
**JUDGE**

**September 04, 2018**

**sv**

**Whether reasoned/speaking ? YES/NO**

**Whether referred to reporter ? YES/NO**