

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

CRM-M No.38168 of 2018
DATE OF DECISION:26.10.2018

Harcharan Singh @ Charna

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

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

Ms. Samina Dhir, DAG, Punjab.

DAYA CHAUDHARY, J.(ORAL)

Through the present petition filed under Section 439 Cr. P.C., the petitioner seeks regular bail in case FIR No.45, dated 03.04.2017, registered under Section 15 of NDPS Act at Police Station City Samana, District Patiala.

Learned counsel for the petitioner submits that petitioner has been implicated being owner of the vehicle whereas he was not involved in any manner. Challan has been presented and thereafter charges have been framed. Out of total eleven witnesses, five have been examined and three have been given up. Petitioner is in custody since 03.04.2017. Remaining witnesses are official witnesses and there is no possibility that petitioner may influence the witnesses and tamper with the evidence. There is no other case of NDPS Act against the petitioner.

Learned State counsel has not disputed the custody period as well as stage of the trial.

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Keeping in view the facts that the petitioner is in custody since 03.04.2017; all witnesses are official witnesses and there is no possibility that petitioner may influence the witnesses or tamper with the evidence and there is no other case of NDPS Act against the petitioner, the petition is allowed. The petitioner is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of the trial Court.

26.10.2018
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(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No