

217.

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

CRM-M-38710-2018

Date of decision:10.10.2018.

GURPREET SINGH

... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Ramesh Sharma, Advocate,
for the petitioner.

Mr. Surinder Pal Singh Tinna, Additional Advocate General,
Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.54 dated 28.06.2018 registered under Section 22 of NDPS Act, 1985 at Police Station Bahawala, District Fazilka.

Learned counsel for the petitioner states that the petitioner is in custody since 03.07.2018 and it is only on the basis of statement of co-accused Parveen Kumar petitioner has been named as an accused who had stated that 4900 intoxicant tablets containing tromadol hydrochloride were taken from the petitioner. He has argued that the statement of co-accused is not admissible in evidence.

Learned State counsel has filed the custody certificate of the petitioner in court today, which is taken on record. He, on instructions from ASI Balwinder Singh, states that the petitioner has admitted the fact that he

I have heard learned counsel for the parties.

The petitioner is in custody since 03.07.2018. The tromadole medicine was brought under the NDPS Act vide notification dated 26.04.2018 and the petitioner has been named as an accused on the statement of co-accused and further, custody certificate nowhere suggests that the petitioner is involved in any other case under the NDPS Act. The trial in the case will take long time where culpability of petitioner involved in the case is yet to be established, he is admitted on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

Accordingly, present petition is allowed.

(HARI PAL VERMA)
JUDGE

10.10.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No