

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

CRM-M-41542-2018 (O&M)

Date of Decision:-25.9.2018

Ravinder Singh @ Ravi

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Fariad Singh Virk, Advocate for the petitioner.

Mr. A.S. Sandhu, Additional Advocate General, Punjab.

GURVINDER SINGH GILL, J. (Oral)

By way of filing this petition, the petitioner seeks grant of regular bail in respect of a case registered against him vide FIR No.9 dated 19.1.2018 under Section 15/25/61 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Ghanaur, Patiala.

As per FIR, a secret information was received by the police party headed by ASI Balbir Singh to the effect that a silver coloured Skoda car had been parked on the path leading to village Shekhupura due to some mechanical defect and that two persons had run away leaving the vehicle there and that while one of the person was named as Ravi, the other was named as Bittu. The information was further to the effect that it was suspected that there was some narcotic substance in the vehicle in question. Pursuant to the said information, the vehicle was checked and four bags were recovered from the dickey of the car out of which one contained black seeds of '*poppy husk*' weighing 25 kgs., whereas the remaining three bags

contained 'poppy straw' weighing 10 kgs. each. In other words, the total recovered contraband was found to weigh 55 kgs.

Notice of this petition was issued to the respondent-State.

The learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case and that he was not even arrested at the spot and is not even owner of the vehicle in question.

On the other hand, the learned State counsel has opposed the petition by submitting that the petitioner is specifically named in the FIR and that in these circumstances his involvement in the entire occurrence is apparent.

Having considered the rival submissions addressed before this Court and also bearing in mind the fact that the petitioner was not arrested at the spot and no recovery was effected from him and also that the car in question, from which the alleged contraband was recovered, is not even stated to be owned by the petitioner, in my opinion, it is a fit case where the petitioner can be extended the concession of bail. As such, the present petition is accepted and the petitioner-Ravinder Singh @ Ravi is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of Judge Special Court, Patiala.

This present petition stands accepted accordingly.

25.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No