

CRM-M-42318-2018

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

CRM-M-42318-2018

Date of Decision: 17.10.2018

Vakil Singh @ Kala Sarpanch

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rajesh Khandelwal, Advocate,
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this second petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.04 dated 4.8.2017, registered for the offences under Sections 365, 384, 120-B, 419 and 489 IPC (added later on), Sections 21 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Sections 7, 8 and 13(2) of the Prevention of Corruption Act, 1988 (added later on) (Sections 465 IPC added and deleted later on.), at Police Station STF, Phase-4, S.A.S. Nagar, Mohali.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

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I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that the present petitioner is named in the FIR. As per the prosecution version, petitioner was working as a tout with certain police officials. The allegations against the co-accused police officials are that they were impersonating themselves as Members of STF, Fazilka and they apprehended one Narinder Singh, who was carrying 300 Grams of heroin as per the secret informer and they had taken ₹8 lakhs from him and the heroin has been distributed amongst them including the present petitioner.

As per the prosecution version, amount of ₹67,000/- has been recovered from the present petitioner. A perusal of the record shows that the present petitioner has been in custody since 4.8.2017. He is not required for interrogation or investigation purposes as he is in judicial custody. The trial of the case is likely to take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Therefore, keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bond in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the

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trial Court/Duty Magistrate.

17.10.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No