

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-43657-2017

Date of decision: 04.04.2018

Harjinder Singh @ Sunny

...Petitioner

V/s.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. V.P. Singh, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab with
ASI Harnek Singh.

SUDIP AHLUWALIA, J. (Oral)

This is a petition for regular bail under Section 439 Cr.P.C. on behalf of the petitioner, in case FIR No.34 dated 09.03.2015, under Sections 21, 61, 85 of NDPS Act and 25, 54, 59 of Arms Act, registered at Police Station C-division, Amritsar City (Annexure P-1).

[2]. The petitioner who is named in the FIR however not directly apprehended in the present case nor any actual recovery was effected from him. He was, however, arrested in connection with the present case on 09.06.2014 on the strength of a Production Warrant when he was already in custody in connection with some other case.

[3]. The available material on record against the petitioner which happens to be only in the form of disclosure statements made either by himself to the police or by his co-accused persons is admittedly not sufficient to justify his further detention particularly considering that so far not even one out of the thirteen challaned witnesses have been examined in the Trial Court.

[4]. As such, the petitioner at this stage is ordered to be released on regular bail to the satisfaction of the Ld. Trial Court/ Chief Duty Magistrate, concerned.

[5]. Disposed off.

April 04, 2018
Divyanshi

(SUDIP AHLUWALIA)
JUDGE

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