

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

CRM-M-4469-2018 (O&M)

Date of decision:08.02.2018

Sukhpal Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. L.S. Sekhon, Advocate for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail in case FIR No.303 dated 13.11.2017, under Section 22/61/85 of the NDPS Act, registered at Police Station Raman, District Bathinda.

Learned counsel for the parties have been heard.

As per prosecution version, present petitioner was driving a motorcycle. Pillion rider, namely, Parveen Kumar co-accused is stated to have thrown away a polythene bag which was hedged between the driver and the pillion rider. From the bag, an alleged recovery of 31 vials of Relaxcof (100 ml. Each) and 320 tablets of Carisoma is stated to have been effected. It is stated by the counsel that recovery is not made from the petitioner or his custody but recovered from a polythene bag which has been thrown on the side of the road.

Petitioner is not stated to be involved in any other case under the NDPS Act.

Learned State counsel upon instructions from HC Jagdeep Singh apprises the Court that the investigation in the case is complete and

challan is yet to be presented

Trial, as such, would take time to conclude.

Without making any observations on merit, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

Disposed of.

08.02.2018

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |