

**CRM-M-4626-2018**

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

**CRM-M-4626-2018**

**Date of Decision: 24.07.2018**

Bhupinder Singh @ Bhindi

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Ms. Rajvinder Kaur, Advocate,  
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

**INDERJIT SINGH, J. (Oral)**

Petitioner-Bhupinder Singh @ Bhindi has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.26 dated 23.01.2016, registered at Police Station Ambala Cantt. District Ambala, under Sections 21 and 29 of the NDPS Act, 1985 and Sections 13 and 14 of the Foreigners Act, 1946.

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

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 as per the prosecution version, 800 grams of heroin has been recovered from David, a citizen of Nigeria.

As per the disclosure statement of main accused, the present petitioner

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has been nominated. The allegation against the petitioner in the disclosure statement is that intoxicant material was to be supplied in jail to Randeep Rana through him (present petitioner). He has been charge-sheeted under Section 29 of the NDPS Act, 1985. Section 37 of the NDPS Act, 1985 will not apply in the present case. Otherwise also, no recovery has been effected from the petitioner.

The petitioner has been in custody since 28.01.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

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 bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

**24.07.2018**

parveen kumar

**(INDERJIT SINGH)  
JUDGE**

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