

CRM-M-46894-2018

PARVEEN KUMAR
2018.11.01 16:10
I attest to the accuracy and
integrity of this document

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

**CRM-M-46894-2018 (O & M)
Date of Decision: 01.11.2018**

Harjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Kunal Siag, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

CRM-37842-2018

Allowed as prayed for, subject to all just exceptions.

CRM-M-46894-2018

Petitioner has filed this 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, 419, 489 and 120-B of the Indian Penal Code, Sections 21 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Sections 7, 13(2) and 8 of the Prevention of Corruption Act, 1988 (added later on) at Police Station STF, Phase-4, S.A.S. Nagar, Mohali.

CRM-M-46894-2018

Notice of motion has been issued. Learned State counsel has 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 FIR, in the present case, has been registered on the allegations that the police officials including the present petitioner had impersonated themselves as Members of STF, Fazilka and they apprehended one Narinder Singh, who was carrying 300 grams of heroin and they had taken ₹8 lakhs from him and the heroin was distributed amongst them including the present petitioner. The present petitioner being Constable was a member of the police party headed by Sub Inspector Sushil Kumar.

Learned State counsel submits that 100 grams of heroin and ₹1,15,000/- have been recovered from the present petitioner.

Challan has already been presented. The petitioner has been in custody since 04.08.2017. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner 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

CRM-M-46894-2018

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

01.11.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No