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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

SANJIV KUMAR SHARMA  
10/11/2018 09:40  
I attest to the accuracy and  
authenticity of this document

CRM-M-48204-2018 (O/M)  
Date of decision : 21.11.2018

Kulwinder Singh

..... Petitioner (s)

Versus

State of Punjab

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Ramneek Vasudeva, Advocate,  
for petitioner.

Ms. Sunint Kaur, AAG Punjab.

-:-

-:-

KULDIP SINGH, J. (ORAL)

Heard.

Petitioner seeks regular bail under Section 439 Cr.P.C. in case pertaining to FIR No. 171, dated 26.9.2018, registered under Sections 22 and 29 of NDPS Act, 1985, Police Station Chamkaur Sahib, Rupnagar.

As per version given in FIR, one Kaka Singh was apprehended by police, from whom 65 injections of different brand names and 220 intoxicant tablets were recovered. As per police version, during interrogation, Kaka Singh made a statement that he was going to supply these injections and tablets to present petitioner Kulwinder Singh, on the basis of which present petitioner Kulwinder Singh was arrested on 30.9.2018. Since then, he is in custody.

On a specific query put by this Court, it has been informed that except disclosure statement of Kaka Singh, there is no other evidence against petitioner.

No recovery was effected from petitioner. Therefore, at this stage, it is not certain that provisions of Sections 22 and 29 of NDPS Act, 1985, will be attracted qua present petitioner Kulwinder Singh or not.

As such further detention of petitioner is considered unnecessary.

Therefore, petitioner is ordered to be released on bail on his furnishing personal bond in the sum of Rs. 1,00,000/- with one surety of like amount to satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned. Petition for grant of regular bail to petitioner is thus allowed.

(KULDIP SINGH)  
JUDGE

21.11.2018  
sjks

Whether speaking order : Yes / No

Whether reportable : Yes / No