

**CRM-M-49476-2018**

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

**CRM-M-49476-2018**

**Date of Decision:30.11.2018**

Jarnail Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present: Mr. Rajesh Khandelwal, Advocate for  
Mr. Ankur Sidhar, Advocate,  
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

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

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 ) (Section 465 of the Indian Penal Code added and deleted later on), at Police Station STF, Phase-4, S.A.S. Nagar, Mohali.

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.

**CRM-M-49476-2018**

From the record, I find that the present petitioner is named in the FIR. As per the prosecution version, the present petitioner being Head Constable was a member of the police party. As per the allegations, the members of the police party 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/smack and they had taken ₹8 lakhs from him and the heroin was distributed among them. As per the prosecution version, ₹55,000/- has been recovered from the present petitioner.

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

**30.11.2018**

parveen kumar

**(INDERJIT SINGH)  
JUDGE**

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