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

CRM-M No.7306 of 2018

Date of Decision: 26.02.2018

AKHTAR HUSSAIN

.....Petitioner

Vs

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ashok Giri, Advocate
for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.22 dated 29.12.2017 registered under Sections 21/22/29/61/85 of the NDPS Act at Police Station SFT, Phase-4, Mohali.

Learned counsel for the petitioner submitted that the FIR was registered on the basis of secret information to the effect that Rahul Bhati, Niraj Harshana and Tarandeep Singh @ Bobby were involved in collection of money, buying of Ice (Methamphetamine) jointly and used to supply the same in different districts of Punjab for the purposes of earning profits amongst themselves. An amount of Rs.20,000/- was allegedly recovered from the petitioner, which was claimed to be drug

money. Apparently no intoxicant substance was recovered from the petitioner. Petitioner is not involved in any other case.

The aforesaid statement of fact has not been disputed by the learned State counsel on instruction from ASI Didar Singh.

I have heard the submissions made by learned counsel for the parties.

It would be debatable as to the amount of Rs.20,000/- allegedly claimed to be the drug money.

At this stage, without adverting to the merits of the case, I deem it appropriate to grant concession to regular bail to the petitioner, who is in custody since 02.01.2018.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Mohali.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 26, 2018

Atik

**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No