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

**CRM-M No.8383 of 2018
Date of Decision: 13.03.2018**

JAGVEER SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. S.P.S. Sidhu, 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.23 dated 26.10.2017, registered under Sections 21, 25, 27-A & 29 of the NDPS Act and Section 25 of the Arms Act at Police Station State Special Operation Cell, Amritsar, District Amritsar.

FIR was registered on the basis of secret information involving Baldev Singh, Nishan Singh, Gurjant Singh, Harmesh Singh @ Kali, Gurmej Singh @ Geju and Krishna. Two more persons namely Joginder Singh @ Sammi and Nirvail Singh, who were in custody were also involved. Allegations against the

said persons were to the effect that they used to smuggle heroin and arms. On the basis of secret information, FIR was registered and *naka* was laid by the police. 3 kgs. heroin was recovered from Baldev Singh and an amount of Rs.1 lakh was recovered from Nishan Singh. From the dicky of scooter of Harmesh Singh and Krishna, 3 kgs. heroin and an amount of Rs.2 lakhs were recovered. Joginder Singh was arrested on production warrants and as per his disclosure statement, 500 grams of heroin was recovered.

Learned counsel for the petitioner submitted that name of the petitioner came to be known in the disclosure statement of Harmesh Singh @ Kali on 30.10.2017. Petitioner is alleged to have received 50 grams of heroin from Harmesh Singh @ Kali. Harmesh Singh @ Kali has further disclosed that on the basis of information received from Joginder Singh @ Sammi , the aforesaid consignment was given to the petitioner. Petitioner was arrested on 15.11.2017 and no recovery has been effected from him. Petitioner is in judicial custody.

Learned State counsel on instructions from SI Prabhjit Singh submitted that total 6 kgs. 500 grams heroin has been recovered from the named persons in the FIR.

At this stage, keeping in view the judicial custody of the petitioner after the remand, I deem it appropriate to grant

concession of regular bail to him.

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

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

March 13, 2018

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No