

CRM-M-8312-2019

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

CRM-M-8312-2019

Date of Decision:05.11.2019

Manpreet Singh @ Monu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Krishan Singh Dadwal, Advocate,
for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

HARNARESH SINGH GILL, J. (Oral)

Petitioner has filed this second petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.66 dated 10.04.2017, registered at Police Station Machhiwara, Police District Khanna, District Ludhiana, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Heard.

Learned counsel for the petitioner has pointed out that interim bail was granted to the petitioner on 15.05.2017 by the learned Judge, Special Court, Ludhiana, because at that stage, the chemical report had not been received. He had not misused the concession of interim bail. Learned counsel for the petitioner has further contended that FIR No.51 dated

CRM-M-8312-2019

31.03.2018, under Sections 7/13 (2) of the Prevention of Corruption Act, 1988 had been registered at Police Station Machhiwara, against ASI Kimti Lal and the same had been investigated by the police. He has also contended that ASI Darshan Lal, Investigating Officer of the present case and aforesaid ASI Kimti Lal had been posted in the same police station. Therefore, the said fact clearly points out towards the false implication of the present petitioner in the present case. He has also relied upon the judgment rendered in *Rajinder Kumar Vs. State of Haryana 2018 (1) Law Herald 289*.

On the other hand, learned State counsel has opposed the bail application.

The petitioner has been in custody for the last more than 11 months. Challan has already been presented in this case and the trial would take time to conclude.

Without commenting anything on the merits lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial court/Duty Magistrate.

05.11.2019

parveen kumar

(HARNARESH SINGH GILL)

JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No