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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-18195-2019

Date of decision-06.09.2019

Gurdev Singh

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Kuldeep V.Singh, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
ASI Charanjeet Singh.

MANOJ BAJAJ, J.

Petitioner-Gurdev Singh has filed this petition for grant of regular bail in case FIR No.382 dated 04.09.2018, under Section 15 of Narcotic Drugs and Psychotropic Substances Act, 1985 Act registered at Police Station City Mandi Dabawali, District Sirsa. Petitioner is in custody since his arrest on 04.09.2018.

On 04.09.2018, when the Police party was on patrol duty, a secret information was received that Gurdev Singh (petitioner) is concealing bag of poppy straw in the heap of wheat chaff behind his dhani. If raid is conducted, accused can be apprehended. Believing the said information to be true, the raid was conducted and the petitioner was apprehended. After following the procedure, 10 plastic bags containing 20 k.g.each of poppy straw were recovered.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. He contends that the petitioner was neither in possession of the alleged contraband nor owner of the land from where the recovery was effected. Therefore, further custody of the petitioner may not be required.

On the other hand, learned State counsel on instructions from ASI Charanjeet Singh has opposed the bail application on the ground that the contraband was recovered from the petitioner. It is further apprised by learned State counsel that challan in the present case was filed on 29.10.2018 and charges were framed on 07.03.2019.

Considering the above, this Court does not find any reason to release the petitioner on bail.

Consequently, petition is dismissed.

06.09.2019

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(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No