

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

214

CRM-M-38358 of 2016

Date of Decision: July 22, 2019

Charanjit Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab
assisted by ASI Bakil Chand.

MANOJ BAJAJ, J. (Oral)

Petitioner-Charanjit Singh has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No.60 dated 28.05.2015 under Section 22 of NDPS Act, 1985, registered at Police Station Sadar Mansa, District Mansa.

The FIR was lodged on the statement of ASI Amarjit Singh with the allegations that on 28.05.2015, he alongwith other police officials, on government vehicle bearing registration No.PB-31H-3611, were going towards village Khokhar Kalan. When the police party was at some distance from grain market Bhaini Bagha, then they saw petitioner was going on the road having a black coloured bag hanging on his right shoulder and he after hearing the horn of vehicle perplexed tries to turn his right hand towards grain market. But, on suspicion ASI Amarjit Singh apprehended the petitioner with the help of his fellow officials. Since ASI Amarjit Singh was suspecting some intoxicant substance in his bag, so notice under Section 50 of the NDPS was served upon him by giving option to search him

either in the presence of Gazetted officer or a Magistrate, but he reposed full faith in him. On search of his bag, 30 vials of Rexcoff syrup each of 100 ml and 100 tablets of Carisoma were recovered from the conscious possession of the petitioner. On these broad allegations, the FIR was registered.

Learned State counsel has apprised that this Court vide order dated 10.11.2016, granted interim regular bail to the petitioner. Further on instructions from ASI Bakil Chand, it is apprised that the prosecution has examined all the witnesses and now the the case is fixed for defence evidence. It is also not in dispute that there is no other case pending against the petitioner.

Considering the above and the fact that the trial is likely to consume some time, the interim bail granted by this Court vide order dated 10.11.2016 is made absolute.

The petition is allowed.

July 22, 2019
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[MANOJ BAJAJ]
JUDGE

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