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

**CRM-M No.7011 of 2020
Date of Decision: 25.08.2020**

DHARAMVIR SINGH @ DHARAMDEEP SINGH @ NIKKA

.....Petitioner

**Vs
STATE OF PUNJAB**

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Arshdeep Singh Brar, Advocate
for the petitioner.

Mr. Saurav Khurana, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.173 dated 20.07.2019, registered under Section 21 of the NDPS Act (29 of the NDPS Act added later on) at Police Station City Moga, District Moga.

FIR was registered on the basis of secret information. According to the secret information, Vijay Kumar, Varinder Singh @ Nannu, Dharamvir Singh @ Dharamdeep Singh @ Nikka (petitioner) and one Hardev Singh are alleged to have

involved in smuggling of heroin. Petitioner and Varinder Singh @ Nannu were arrested from the spot. In fact, 255 grams of heroin was recovered from Varinder Singh @ Nannu.

Though there is some variance in respect of the quantity recovered. It has been claimed that in fact, 260 grams of heroin was recovered. An amount of Rs.2,50,000/- was recovered from the petitioner as drug money.

It is not in dispute that Varinder Singh @ Nannu and Vijay Singh have been granted regular bail vide orders dated 17.06.2020 and 22.07.2020 passed by this Court in CRM-M Nos.13600 of 2020 and 16341 of 2020 respectively. Co-accused Hardev Singh has also been granted interim bail by the High Court.

Learned State counsel on instructions could not dispute the aforesaid factual position.

The recovery is marginally excess than the prescribed limit for commercial quantity.

Looking to the aforesaid facts and in view of the situation arising out due to COVID-19 pandemic and without adverting to the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, petition is allowed. Petitioner is

ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

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

August 25, 2020	(RAJ MOHAN SINGH)
<i>Atik</i>	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No