

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

CRM-M No.15762 of 2020

Date of decision: July 22, 2020

Jakhridin @ Khan

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Jashandeep Singh Sandhu, Advocate
for the petitioner.
Mr. Pawan Sharda, Senior DAG, Punjab.

JUSTICE ALKA SARIN, J.(ORAL)

Heard through video conferencing.

This is a petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the petitioner in FIR No.42 dated 15.07.2019 under Sections 22, 25 and 29 of NDPS Act, 1985 registered at Police Station Rurreke Kalan, District Barnala Punjab.

It has been contended by the learned counsel for the petitioner that the petitioner has not been named in the FIR and that he was nominated by his co-accused and the allegation against the petitioner is that the petitioner used to supply the tablets to the co-accused. It has further been contended by learned counsel for the petitioner that there is no recovery which has been made from the present petitioner.

On the asking of the Court, Mr. Pawan Sharda, Senior DAG, Punjab has put in appearance on behalf of the State through video conferencing and on instructions from ASI Paramjit Singh, has stated that no recovery has been made from the present petitioner and there is no evidence regarding his involvement in the present case except the disclosure statement which has no evidentiary value.

Keeping in view the facts and circumstances of the case and without expressing any opinion on merits of the case, the petitioner is directed to be released on bail during the pendency of the trial, subject to his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

It would, however, be open to the prosecution to get the bail cancelled in case the petitioner is found to be misusing the concession of bail.

Disposed of accordingly.

22.07.2020
m. sharma

(ALKA SARIN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No