

(Proceedings conducted through video conferencing)

CRM-M-16763-2020

Date of Decision: 14.07.2020

DHEERAJ KUMAR

... PETITIONER

VS.

STATE OF PUNJAB

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Sandeep Kumar Passi, Advocate, for the petitioner.

Mr. H.S.Multani, AAG, Punjab.

VIVEK PURI, J.(ORAL)

Through instant petition, the petitioner is seeking regular bail in case FIR No. 75 dated 22.05.2020 under Sections 22/25/29 of NDPS Act, registered at Police Station City, Jalalabad, District Fazilka.

At the first instance, the aforesaid FIR was registered against Prince Pruthi, Gaurav Pruthi and Paramjit Singh and 80,000 tablets of tramadol were recovered from them. Subsequently, Gaurav Doomra and Gurjeet Singh @ Raju were also nominated and 4,000 tablets of tramadol were recovered from them. Thereafter, in the disclosure statement of Gurjeet Singh, the present petitioner was also nominated as an accused as it was alleged that the contraband was purchased from him.

It has been contended by learned counsel for the petitioner that petitioner has been arrested on the basis of disclosure statement made by co-accused, he was interrogated for four days, but no recovery has been effected from him.

Learned State counsel has not disputed the factual position.

Keeping in view the fact that no recovery has been effected from the petitioner and he has been nominated on the basis of disclosure statement of the co-accused, no useful purpose will be served by keeping the petitioner behind the bars in the present case. Accordingly, the present petition is allowed and petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of concerned Chief Judicial Magistrate/Illaq Magistrate/Duty Magistrate.

14.07.2020

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(VIVEK PURI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No