

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

**CRM-M-30683-2019 (O&M)  
Date of Decision : 04.02.2020**

K.Chenthil Raj ..... Petitioner

Versus

State of Punjab ..... Respondent

**CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN**

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Present : Mr. Vishal Khatri, Advocate  
for the petitioner.

Mr. Pawan Sharda, Senior DAG, Punjab.

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**RAMENDRA JAIN, J. (Oral)**

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.17 dated 01.07.2018, registered under Sections 21, 25 and 29 of the Narcotic Drugs & Psychotropic Substances Act, 1985 and 25 of the Arms Act, at Police Station State Special Operation Cell, Amritsar.

According to prosecution, co-accused of the petitioner namely Sukhraj Singh @ Raja, Gurlal Singh and Sarabjeet Singh were apprehended with conscious possession of 14 Kgs. 800 grams of heroin. During investigation, name of petitioner surfaced to have connived with co-accused in the commission of offence.

Learned counsel *inter alia* contends that petitioner was not apprehended at the spot nor there is any evidence against him that he was ever involved in drug trafficking. He has falsely been

implicated in the instant case. He is in custody since 10.07.2018. Co-accused of petitioner namely Gurjant Singh and Tarwinder Singh, whose case is also on similar footing, have been enlarged on bail vide orders dated 21.01.2020 and 14.06.2019 in CRM-M-1223-2020 and 26521-2019 respectively.

On the other hand, learned State counsel vehemently opposing the submissions of learned counsel for petitioner contends that petitioner was found to have been in regular touch with accused. Therefore, his complicity in commission of crime cannot be ruled out.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, treating the case of petitioner on the same parity as that of his above co-accused, the petition is allowed. Consequently, petitioner is ordered to be released on bail during pendency of trial, if not required in any other case, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

04.02.2020  
mamta

(RAMENDRA JAIN)  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |