

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

**CRM-M-30738-2019 (O&M)
Date of Decision : 14.01.2020**

Jaswinder Singh alias Gursem Singh Petitioner

Versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Pradeep Virk, Advocate
for the petitioner.

Mr. N.K.Banka, DAG, Punjab.

RAMENDRA JAIN, J. (Oral)

Through this petition under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case arising from FIR No.45 dated 22.03.2019, registered under Section 18 of the Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station Sadar Malout, District Sri Muktsar Sahib.

According to prosecution, petitioner was apprehended cultivating opium in his field. 2 quintal 30 kgs opium poppy was recovered from him.

Learned counsel contends that petitioner had leased out his agriculture land to one Popla Ram vide lease agreement dated 05.06.2018 (Annexure P-2). Thus, his lessee was sowing opium illegally in the field of petitioner.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner.

Considering the overall facts and circumstances, this Court is of the view that petitioner does not deserve the concession of bail. More so, the lease agreement, relied upon by the petitioner, is not registered nor, it was ever got entered in the revenue record.

Dismissed.

14.01.2020
mamta

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No