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

CRM-M No.51632 of 2019

Date of Decision: 10.02.2020

Kajal @ Lucky

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Satnam Singh Thakur, Advocate for
Mr. Nitin Mittoo, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.105 dated 14.05.2013, registered under Sections 21, 61 and 85 of NDPS Act, 1985 at Police Station Salem Tabri District Ludhiana.

Petitioner has been nominated on the basis of disclosure statement of co-accused Gurinder Singh. 50 grams of heroine has been allegedly recovered from the house of the petitioner on the basis of her disclosure statement before the police. Co-accused Gurinder Singh and Ramesh faced the trial, however, the petitioner was declared as Proclaimed Offender before the trial court. Co-

accused Gurinder Singh has been convicted and sentenced to undergo rigorous imprisonment for one year and six months and to pay a fine of Rs.7000/- along with default mechanism. Co-accused Ramesh Kumar @ Johny has been convicted and sentenced to undergo RI for 25 days and to pay a fine of Rs. 1000/- along with default mechanism. The petitioner surrendered before the Court on 17.09.2019.

The factual details have been admitted by learned state counsel on instructions from Head Constable Swaran Singh and further states that next date before the trial Court is 17.02.2020 for further proceedings.

At this stage, without advertting to the merits of the case, I am of the view that petitioner, who is in custody since 17.09.2019. can be enlarged on 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.

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

February 10, 2020

(RAJ MOHAN SINGH)

priyanka

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No