

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021-07-14 13:43
I attest to the accuracy and
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CRM-M-1409-2021

Date of decision : 13.7.2021

Inderjit Singh alias Indri

..... Petitioner (s)

Versus

State of Punjab

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Tarun Sharma, Advocate
for petitioner.

Mr. Sarabjit Singh Cheema, AAG Punjab.

(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

This is a petition filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 149 dated 11.10.2020 under Section 21 of NDPS Act, 1985 (Section 29 of NDPS Act, 1985 added later on) at Police Station Mallanwala, District Ferozepur.

As per allegations in FIR, on receipt of a secret information, a raid was conducted and 1 kg. 800 grams of heroin was recovered from one Harpreet Singh. It is stated that Harpreet Singh in his disclosure statement stated that said contraband had been supplied to him by petitioner. In the disclosure statement, it was further stated that petitioner used to get the said intoxicant substance from Manpreet Singh and further sell the same to Kuldeep Singh and Sukhwinder Singh and other persons.

Learned counsel for petitioner has argued that petitioner was in custody in case FIR No. 51 dated 26.5.2020 under Section 22 of NDPS Act, Police Station Makhu and was confined in Central Jail, Ferozepur. He has been falsely implicated in this case. Petitioner has been arrested in this case on 14.10.2020. No recovery has been effected from him. The only material relied up prosecution is disclosure statement of co accused Harpreet Singh. Though, petitioner is named as accused in 4 other cases under the relevant provisions of NDPS Act, however, he is on bail in all such cases. In all those cases, he has been implicated on the basis of disclosure statement of co accused. No recovery has been effected from him.

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In view thereof and the fact that trial of case may take a long time particularly in view of prevailing situation on account of COVID 2019, no useful purpose would be served by keeping him behind bars. Hence, petition is allowed. Petitioner Inderjit Singh alias Indri is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

13.7.2021
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No