

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

**CRM-M-2756 of 2021**

**DECIDED ON: 25<sup>th</sup> JANUARY, 2021**

**Gurpreet Singh**

**.....PETITIONER**

**VERSUS**

**State of Haryana**

**.....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.**

Present: Mr. Aditya Sanghi, Advocate for petitioner.

Mr. Deepak Bhardwaj, DAG Haryana.

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**AVNEESH JHINGAN, J (ORAL)**

The matter is taken up for hearing through video conference due to COVID-19 situation.

The petitioner is before this Court for regular bail in case FIR No. 344 dated 22.10.2020 under Section 15 of NDPS Act, 1985, registered at Police Station Ellenabad, District Sirsa, Haryana.

The facts in narrow compass are that during routine checking on 22.10.2020, a police party signalled a Honda Accord Car bearing registration No. DL-3CAK-4222. The driver of the vehicle tried to flee but on being chased by police, the driver was apprehended. However, two co-passengers in the car managed to escape. 70 kilogram of Doda-post was recovered. On interrogation the driver disclosed that Malkiat Singh and Ladi ran away from car at time of checking. He stated that even the petitioner i.e. Gurpreet Singh, was entitled to share from the sale consideration of Doda-post.

Learned counsel for the petitioner submits that the petitioner is in custody since 24.10.2020. He was neither named in the FIR nor apprehended at the spot. He further submits that no recovery is to be made and there is no other case pending against the petitioner.

Learned State counsel on instructions from ASI Anil submits that the petitioner was a part of the gang. He was the person who introduced these persons to Madan Lal, the alleged seller of the Doda-post. Learned counsel is not in a position to dispute the fact that the petitioner is not involved in any other case.

Considering that the petitioner's name surfaced only in the disclosure statement; he was not apprehended at the spot; he is in custody since 24.10.2020 and the conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

25<sup>th</sup> JANUARY, 2021

*reema*

(AVNEESH JHINGAN)  
JUDGE

|                                  |               |
|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |