

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021/07/28 17:52
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CRM-M-9597-2020 (O/M)
Date of decision : 27.7.2021

Ajay Pal Singh

..... Petitioner (s)

Versus

State of Punjab

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vipul Jindal, 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. 77 dated 25.12.2018 under Sections 21, 27 A, 29 of NDPS Act, 1985 at Police Station Mohkampura, District Amritsar.

As per allegations in FIR, petitioner was accompanying co accused Subeg Singh alias Bunty in I-20 car. The co accused Subeg Singh alias Bunty was driving said car. On receipt of secret information, the car was intercepted and 300 grams of heroin was recovered from petitioner. In addition to contraband, more than Rs. 100000/- were recovered from personal search of petitioner, Rs. 50000/- were recovered from co accused Subeg Singh alias Bunty whereas another sum of Rs. 200000/- were found from dashboard of said car.

Learned counsel for petitioner contends that petitioner has been falsely implicated in this case. The false recovery has been foisted upon petitioner and that he is in custody since 25.12.2018.

Opposing the petition, learned State counsel has submitted that petitioner is involved in other 4 criminal cases.

Learned counsel for petitioner states that in all 4 criminal case, alleged recovery is of small quantity and petitioner is on bail in all the cases.

Without commenting anything on merit of case and also bearing in mind the custody period, no useful purpose would be served by keeping him behind

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bars. Hence, petition is allowed. Petitioner Ajay Pal Singh is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

However, if petitioner indulges in any activity of similar nature, while on bail, prosecution agency will be at liberty to seek cancellation of order granting bail to petitioner.

(HARINDER SINGH SIDHU)
JUDGE

27.7.2021
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No