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

**CRM-M No.22419 of 2021(O&M)
Date of Decision: 29.06.2021**

Krishan Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

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

Present:Mr. Kunwar Rajan, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl., A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.0040 dated 17.03.2021 registered under Sections 21(b) and 29 of the NDPS Act at Police Station Kotbhai.

Petitioner was arrested along with other co-accused As per prosecution case, three boys while riding the motorcycle were seen coming towards police party from Grusar chowk. On seeing the police party, they tried to turn back, but the

motorcycle ultimately got slipped. All the boys were apprehended by the police. They were arrested on the basis of suspicion. 10 grams of heroin was recovered from Maan Singh. 20 grams of heroin was recovered from the petitioner and 20 grams of heroin was recovered from Ranjit Singh. In their disclosure statements, they nominated one Mandeep Singh and a raid was conducted at the house of Mandeep Singh. Mandeep Singh was not found present there. Mandeep Singh filed CRM-M No.15240 of 2021 alleging that the house did not belong to him, rather his father has already disowned him. 260 grams of heroin was allegedly recovered from the house, where raid was conducted in order to nab Mandeep Singh.

Co-accused Maan Singh and Ranjit Singh have already been granted regular bail by this Court vide orders dated 21.05.2021 passed in CRM-M No.18278 of 2021 and CRM-M No.18715 of 2021 respectively. The case of the petitioner is at par with the complicity of the co-accused Maan Singh and Ranjit Singh.

Learned State counsel, however, opposed the bail on the ground that the petitioner is a member of gang operating in dealing with narcotics.. The factum of recovery being non-commercial is not in dispute. Petitioner is in custody since 17.03.2021.

Looking to the aforesaid facts and in view of the situation arising out due to COVID-19 pandemic, I deem it appropriate to enlarge the petitioner on regular bail without advertng to the merits of the case.

In view of above, petition is allowed. Petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

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

29.06.2021

Prince

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No