

221-A

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

**CRM-M No.23034 of 2021(O&M)
Date of Decision: 29.06.2021**

Jugraj Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

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

Present: Mr. L.M. Gulati, 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.40 dated 17.03.2021 registered under Section 21(B) of the NDPS Act (Sections 25 and 29 of the NDPS Act added later on) at Police Station Kotbhai, District Sri Muktsar Sahib.

As per prosecution case, three persons riding motorcycle were seen coming towards police party and they were apprehended on the basis of suspicion. 10 grams of heroin

was recovered from Maan Singh, 20 grams of heroine was recovered from Krishan Singh and 20 grams of heroin was recovered from Ranjit Singh.

Maan Singh and Ranjit Singh were 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. Vide order of even date, Krishan Singh has been granted regular bail on parity.

Learned counsel for the petitioner submits that the petitioner has been implicated on the basis of disclosure statement of Mandeep Singh to the effect that he used to purchase the contraband from Jagmeet Singh @ Jagga and Jugraj Singh i.e. the petitioner. On the basis of aforesaid disclosure statement, a raid was conducted at the shop of the petitioner, but nothing incriminating could be recovered from the petitioner, therefore, learned counsel for the petitioner seeks regular bail on parity with others who have been granted regular bail by this Court.

The factual position of the case could not be disputed by learned State counsel, however, learned State counsel submits that the petitioner is a member of a gang operating in dealing with narcotics. Petitioner is in custody since 29.04.2021. Nothing has been recovered from the petitioner.

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

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