

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

Criminal Misc. No.M-50923 of 2021(O&M)

Date of Decision: December 23, 2021

Rajdeep Singh @ Raju

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr.Parminder Singh Sekhon, Advocate
for the petitioner.

Mr.Arun Kaundal, DAG, Punjab.

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HARINDER SINGH SIDHU, J.

The petitioner has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No.05 dated 18.01.2021 under Sections 22-C, 25 and 29 of the Narcotic Drugs and Psychotropic Substances Act registered at Police Station Dhanaula, District Barnala.

The version of the prosecution is that on receipt of secret information one Santro Car was intercepted on 18.01.2021 and 1,25,000/- tablets of CELCIDAL 100 SR were recovered from the occupants of the car namely, Paramjit Singh and Sheeshu Singh. During investigation, Binder Kaur was nominated as accused. Thereafter, on 29.03.2021 one Harpreet Singh was arrested and from his possession 500 intoxicant tablets of Tramadol were recovered. On 16.04.2021, one Mani Singh was arrested.

It is alleged by the prosecution that name of the petitioner surfaced during

disclosure statement of the aforesaid accused and he (petitioner) was

arrested on 18.10.2021. On disclosure of the petitioner on 21.10.2021 a sum of Rs.1,50,000/- was recovered as drug money.

Ld. counsel for the petitioner contends that the petitioner has been falsely involved in the case after ten months of its registration. He was neither named in the FIR nor apprehended at the spot. Even no objectionable article or contraband material has been recovered from him. He is behind bars for the last more than two months.

Ld. counsel further states that co-accused Harpreet Singh, from whom alleged recovery of 500 intoxicant tablets was made has since been released on bail. Co-accused Jaspal Singh @ Pali was allowed the concession of anticipatory bail. Sani Singh @ Mani, whose name also surfaced in statement of co-accused, has also been granted bail by this Court.

In view of the above, particularly the fact that no recovery of contraband was effected from the petitioner, without expressing any opinion on the merits of the case, this petition is allowed. The petitioner Rajdeep Singh @ Raju is directed to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned.

December 23, 2021

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**(HARINDER SINGH SIDHU)
JUDGE**

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No