

**CRM-M-2172-2022**

**237 IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH**

**\*\*\***

**CRM-M-2172-2022**

**Decided on: 8<sup>th</sup> February, 2022**

Harminder Singh @ Meena

Petitioner

Versus

State of Punjab

Respondent

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

Present: Mr. Tarun Sharma, Advocate for the petitioner.  
Mr. Amit Mehta, Sr. DAG, Punjab.

**\*\*\*\***

**AVNEESH JHINGAN, J (Oral):**

1. Due to COVID-19 situation, the Court is convened through video conference.
2. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 0112, dated 16.06.2021, under Section 22C of Narcotics Drugs and Psychotropic Substances Act, 1985(for short 'the Act') (Section 29 of NDPS Act added later), registered at Police Station Sadar, Faridkot, District Faridkot.
3. The police party during patrolling on 16.06.2021 apprehended Juj Singh and eleven hundred intoxicant tablets were recovered from him. During the investigation, he disclosed that he had purchased the recovered contraband two and half months back from Harminder Singh @ Meena(petitioner). The petitioner was produced on production warrant as he was in custody in another FIR.

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4. Learned counsel for the petitioner submits that petitioner is in custody since 9.7.2021, no recovery was made from the petitioner, he was named in a disclosure statement and it is a case of false implication, due to his involvement in another FIR. He further submits that investigation is complete.

5. Learned State counsel opposes the prayer for grant of regular bail, submits that petitioner is involved in another FIR under the Act. The contention is that challan stands presented.

6. The petitioner was not apprehended from the spot, his name was surfaced in a disclosure statement and no recovery was made from him. Even though challan stands presented and conclusion of the trial is likely to take time, petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petition is allowed.

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

**[AVNEESH JHINGAN]**  
**JUDGE**

**8<sup>th</sup> February, 2022**

*Parveen Sharma*

|                               |   |         |
|-------------------------------|---|---------|
| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable         | : | Yes /No |