

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

CRM-M-2923-2022

Date of Decision:-07.02.2022

Ravneet Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Yashpal Thakur, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, DAG Punjab.

JASJIT SINGH BEDI, J.(ORAL)

The Prayer in this petition is for the grant of regular bail under Section 439 Cr.PC in case FIR No.130 dated 04.12.2021 under Sections 15-C, 29/61/85 of NDPS Act, 1985 registered with Police Station Mulepur, District Fatehgarh Sahib, Punjab.

The allegations against the petitioner is that he along with his co-accused Mandeep Singh were travelling in a car which was stopped. Both were apprehended and 8 Kgs of Poppy Husk was allegedly recovered from them. The allegations further are that the co-accused (non petitioner- Mandeep Singh/) got recorded his disclosure statement leading to the recovery of 55Kgs more.

Learned Counsel for the petitioner states that so far as the present petitioner is concerned only 8 Kgs of Poppy Husk has been

recovered from him and his co-accused which is non commercial quantity.

Learned State Counsel submits that the petitioner and his co-accused Mandeep Singh are real brothers and though the recovery of 55 Kgs has been effected from the house of which they are jointly in possession, the said recovery has been effected only on the disclosure statement of Mandeep Singh, co-accused.

Keeping in view the aforesaid facts that only 8 Kgs of Poppy Husk has been recovered from the petitioner and the rest of the recovery has been effected at the instance of his co-accused, no useful purpose is going to be served by keeping the petitioner incarcerated any longer.

Therefore, without commenting upon the merits of the case, keeping in view the fact that the trial is not likely to be concluded in the near future, the present petition is allowed and the petitioner **Ravneet Singh** is ordered to be released on bail subject to the satisfaction of learned CJM/Duty Magistrate, Fatehgarh Sahib.

It is further made clear that if petitioner indulges in similar offence for which he is currently charged, the State would be at liberty to move an application for cancellation of bail.

(JASJIT SINGH BEDI)
JUDGE

February 07, 2022
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>