

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

Criminal Misc. No.M-5687 of 2021(O&M)

Date of Decision: February 21, 2022

Sukhwinder Singh @ Sukhi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

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Present: - Mr.Chandan Singh Rana, Advocate
for the petitioner.

Mr.V.G.Jauhar, DAG, Punjab.

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HARINDER SINGH SIDHU, J.

The petitioner has filed this petition under Section 439 Cr.P.C for grant of bail in case FIR No.207 dated 06.10.2018 under Section 22/27A/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Police Station Sarabha Nagar, Ludhiana.

The facts as alleged by the prosecution are that on 06.10.2018 a secret information was received by ASI Sulakhan Singh that Lakhbir Singh s/o Gurdev Singh and Sukhwinder Singh @ Sukhi s/o Sohan Singh (petitioner) and Gurwinder Singh @ Goldy s/o Kuldeep Singh are involved in the illegal business of selling poppy husk. All three of them together invest money for the said purpose and after selling the poppy husk divide the profit among themselves. For carrying out this illegal business, they use one Scorpio car No.PB-08-AJ-6262 and Swift car bearing No.PB-29N-7690. On the windscreens of both the vehicles, TV-PRESS is written, so that they are

not stopped at any police naka. It was further informed that they had loaded

poppy husk in huge quantity in the said vehicles and were coming to Ludhiana city. On this information, a Naka was laid. Lakhbir Singh and Gurwinder Singh @ Goldy were found travelling in the Scorpio and 2 quintals and 70 kilograms of poppy husk was recovered from that vehicle. The petitioner was in the Swift car and 30 kilograms of poppy husk was recovered from that car. Thereby, a total of 3 quintals of poppy husk was recovered from both the vehicles.

Ld. counsel for the petitioner has stated that the petitioner has been behind bars for the last more than Three years and Four months. The trial is not making any headway due to Covid-19 restricted working situation.

In view of the above, particularly, the long custody of the petitioner, without expressing any opinion on the merits of the case, this petition is allowed. The petitioner is directed to be released on bail on his furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned.

February 21, 2022

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(HARINDER SINGH SIDHU)
JUDGE

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No