

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

CRM-M-21993 of 2022 (O&M)

DECIDED ON: 5th August, 2022

Charna Singh alias Tarna Singh

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. P.S. Dhaliwal, Advocate for petitioner.

Mr. H.S. Multani, AAG Punjab.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No. 39 dated 29.3.2022, under Section 22, 29 of Narcotic Drugs and Psychotropic Substances, Act, 1985 (for short 'the Act'), registered at Police Station Dhanaula, District Barnala.

As per the case set up on 29.3.2022, police party acting upon a secret information apprehended Harjinder Singh and recovered 820 tablets of Tramadol and 180 tablets of Alprazolam. Charna Singh alias Tarna Singh (petitioner) was named in disclosure statement as seller of the recovered contraband. After nomination the petitioner was arrested on 31.3.2022.

Learned counsel for the petitioner submits it is a case of false implication. No recovery was made from the petitioner. Petitioner is not involved in any other case under the Act. Contention is that investigation is complete.

Learned State counsel opposes the prayer. On instruction he is not in a position to dispute the contention raised by learned counsel for petitioner that no recovery was made from the petitioner and he was named in a disclosure statement.

Without commenting upon the merits of the case, considering that the name of the petitioner surfaced in a disclosure statement, no recovery was made from the petitioner or at his instance, he has no criminal antecedents, though investigation is complete conclusion of trial is likely to take time, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

Since the main case has been decided, the pending application, if any is rendered infructuous.

5th August, 2022

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(AVNEESH JHINGAN)
JUDGE

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