

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215 CRM-M-13639-2023

Rajinder KumarPetitioner
Vs.
State of PunjabRespondent

CRM-M-10240-2023

Satpal Dass @ SattuPetitioner
Vs.
State of PunjabRespondent

Date of Decision.:14.07.2023

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Kulbhushan Raheja, Advocate
for the petitioner(s).

Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

Petitioners in both the above-said cases prays for grant of regular bail under Section 439 Cr.P.C in case FIR No.93 dated 03.06.2019 registered under Section 15 of the NDPS Act (Section 29 of NDPS Act added later on) registered at Police Station Sadar Sangrur, District Sangrur.

2. As per the status report by way of affidavit of Shri Ajaypal Singh, PPS, DSP, Sub Division Sangrur filed on behalf of respondent- State in CRM-M-13639-2023, on the basis of secret information naka was laid and from the possession of co-accused Dilbag Khan, 200 kg of poppy husk was recovered lying in a car.

3. It is contended that on interrogation said Dilbag Khan

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nominated the name of two petitioners Rajinder Kumar and Satpal Dass @ Sattu and one Jaila Khan. According to him he had purchased the contraband from petitioner Rajinder Kumar and that out of the same he had to supply 40 kg. each to petitioner Satpal Dass @ Sattu and Jaila Khan. It is conceded case of the prosecution that no recovery has been effected from any of the petitioners.

4. As per the custody certificate placed on record, the two petitioners are in custody in this case for the last more than 5 months. Petitioner Rajinder Kumar is involved in three more cases pertaining to NDPS Act whereas petitioner Satpal Dass @ Sattu is involved in one more case.

5. Having regard to the fact that no recovery has been effected from the possession of either of the petitioners and the prosecution case is dependent on the disclosure statement of the co-accused but without commenting anything further on the merits of the case, both the petitions are allowed and petitioners are admitted to bail on their furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

July 14, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No