

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

224

CRM-M-20566-2023
Date of Decision.:31.07.2023

Baldev Singh
Vs.
State of Haryana

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Himani Anand, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of this petition under Section 439 Cr.P.C in case FIR No.134 dated 02.03.2023 registered under Sections 15 & 18 of NDPS Act, 1985 (Sections 27-A & 29 of NDPS Act, 1985 were added later on) registered at Police Station Shahabad, District Kurukshetra.

2. Allegations are that 6.5 kilogram of opium and 10 kilogram of poppy husk was recovered on 02.03.2023 from co-accused Deepak Kumar. Attribution to the petitioner is that he had financed the said purchase of contraband.

3. It is contended by learned counsel that petitioner is nowhere mentioned in the FIR; that petitioner has no criminal antecedents; that he is behind bars for the last more than 04 months and so, he be allowed bail.

4. It is conceded by learned State counsel that role attributed to the petitioner is based upon the disclosure statement of co-accused, though

learned State counsel submits that there is a call detail record between the main accused Deepak Kumar and co-accused Harvinder Singh and that petitioner is the relative of Harvinder Singh.

5. Custody certificate placed on record by learned State counsel reveals that petitioner is in custody for the last 04 months and 25 days with no criminal antecedents.

6. Having regard to the aforesaid facts and circumstances but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

July 31, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

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