

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213 CRM-M-43195-2023
Date of Decision.:05.09.2023

AnmolPetitioner
Vs.
State of PunjabRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Karandeep Singh Sidhu, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.277 dated 11.12.2022 registered under Section 21 of NDPS Act, 1985 (Section 29 of NDPS Act, 1985 added later on) registered at Police Station Sadar Ferozepur, District Ferozepur.

2. As per allegations, 510 grams of heroine, falling in the commercial category, was recovered from the possession of co-accused Rajpal Singh, Mangu Singh and Chhinder Pal Singh, while they were travelling in a Honda City car. In the disclosure statement, co-accused Rajpal Singh nominated the petitioner to have supplied the contraband.

3. It is contended by learned counsel that petitioner has been falsely implicated; that he is not involved in any such case; that case of the prosecution is dependent only on the disclosure statement of co-accused, which in the absence of any recovery, is inadmissible.

CRM-M-43195-2023

4. Notice of motion.
5. Mr. M.S. Nagra, AAG, Punjab accepts notice on behalf of respondent- State and placed on record custody certificate.
6. Learned State counsel concedes that petitioner is not involved in any other case nor any recovery was effected from the petitioner nor he was apprehended at the spot.
7. As per the custody certificate, petitioner is in custody for the last 03 months and 12 days with no criminal antecedents. Trial is likely to take long time to conclude.
8. Having regard to the above 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.

September 05, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

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