

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

CRM-M-60962-2022

Date of Decision: January 17, 2023

Rajat Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Gautam Bhardwaj, Advocate for the petitioner.

Mr. R.S. Khaira, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

Petitioner seeks grant of regular bail in case FIR No.11, dated 15.06.2015, registered at Police Station SSOC, District Amritsar, under Sections 21, 25 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Recovery of 1 kg. heroin i.e of commercial quantity was effected from co-accused Rajender @ Karma and Sohan Singh. One of the co-accused was found in possession of the motorcycle, which was owned by petitioner Rajat Kumar. Petitioner was asked to join the investigation but he failed to do so and ultimately he was declared proclaimed offender. Co-accused were tried by the learned Special Judge, Amritsar and were convicted.

Petitioner was later on arrested on 02.05.2022 and as per custody certificate placed on record, he is in custody for the last 8 months and 18 days.

Concededly no recovery has been effected from the petitioner. He has been named as an accused on the basis of the disclosure statement as the motorcycle belonging to him was recovered from the co-accused.

Without commenting anything on the merits of the case but keeping in view the facts as noticed above, the petitioner is admitted to bail and he is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate concerned.

Petition is disposed of accordingly.

January 17, 2023

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(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking:	Yes/No
Whether reportable:	Yes/No