

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

**Neutral Citation No. 2024:PHHC:049202
CRM-M-9867-2024
Date of Decision: April 10, 2024**

Vardan Masih

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rajiv Kumar Saini, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of present petition under Section 439 Cr.P.C., petitioner prays for his release on regular bail in a case arising out of FIR No.51 dated 13.09.2023, under Sections 21 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act'), registered at Police Station Mattewal, Amritsar.

2. As per the prosecution allegations on 13.09.2023, 510 grams of heroin was recovered from co-accused Arshdeep Singh, who in his disclosure statement nominated the petitioner.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated; that he is not involved in any such activity; and that no other case has been registered against him. Learned counsel further contends that petitioner is in custody since 15.09.2023 and the trial is likely to take long time to conclude and so he be allowed bail.

4. Notice of motion.

5. Mr. Baljinder Singh DAG, Punjab accepts notice on behalf of respondent-State.

6. Learned State counsel has placed on record the custody certificate, revealing that the petitioner is in custody for the last 05 months and 01 day. Petitioner is not involved in any other case, as per the custody certificate.
7. Apart from above, learned State counsel concedes the fact that case against the petitioner is based upon the disclosure statement of co-accused; and that no recovery has been effected from the petitioner.
8. Having regard to the aforesaid facts and circumstances, but without commenting anything on the merits of the case, petitioner is admitted to bail. He is ordered to be released on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

Allowed.

April 10, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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