



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

210

CRM-M-19202-2024

Date of Decision.:10.07.2024

Jagtar Singh @ Jagga @ Kala

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sukhbir Maandi, 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.346 dated 08.11.2023 under Section 21/23/29 NDPS Act, 1985 registered at Police Station STF, District SAS Nagar (Mohali).

2. As per prosecution allegations, secret information was received against Ravi Singh and Sonu regarding their involvement in the Heroin business and that they used to bring Heroin through drone from Pakistani smugglers. Co-accused Sonu was arrested on 09.11.2023 and from his possession, 03 Kg of Heroin was recovered. Later on Ravi Singh was also arrested on 10.11.2023 but no recovery was effected from him. It is also the prosecution case that during his interrogation, co-accused Sonu nominated the petitioner, as per which land of the petitioner was used so as to bring the Heroin.

3. Learned counsel contends that petitioner has been falsely involved; that co-accused Ravi Singh has already been allowed bail by this

Court vide order dated 20.05.2024 passed in CRM-M-24267-2024 after



observing that no recovery had been effected from him. Learned counsel claims parity for the petitioner as even from him no recovery has been effected.

- 4. Notice of motion.
- 5. Mr. Rajbir Singh, DAG, Haryana accepts notice on behalf of respondent- State.
- 6. Learned State counsel concedes the fact that no recovery has been effected from the petitioner. It is also conceded that except for the disclosure statement of co-accused, no other connecting evidence against the petitioner could be found.
- 7. Custody certificate placed on record by State counsel reveals that petitioner is in custody for the last 07 months and 26 days. He has no other criminal case pending against him. Co-accused Ravi Singh has already been allowed bail by this Court on 20.05.2024.
- 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.

(DEEPAK GUPTA)
JUDGE

July 10, 2024

Neetika Tuteja

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