



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

209

CRM-M-25279-2024

Date of Decision.:24.05.2024

Lovepreet Singh @ Love

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Jashandeep Singh Sandhu, 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.170 dated 30.07.2022 under Section 21 (Act No.61 of 1985) of NDPS Act, Section 25 of Arms Act and [Section 21(c), 27-A, 27-B, 29 of NDPS Act added later on] registered at Police Station City Moga, District Moga.

2. As per allegations, on the basis of secret information, police party conducted raid at a disclosed place and apprehended four co-accused namely Lovejit Singh @ Love, Bikram @ Vikram @ Honey, Ranjit Singh @ Money, Bhupinder Singh @ Bittu and recovered 01 Kg Heroin and drug money of ₹10,45,800/- from them, apart from .315 bore country made pistol. It is alleged that one of the co-accused Lovejit Singh @ Love, during his interrogation nominated the petitioner to the effect that he used to supply the contraband to the petitioner and that he had also delivered one pistol along with six live cartridges to the petitioner.

**CRM-M-25279-2024****-2-**

3. Learned counsel contends that petitioner has been falsely implicated on the basis of disclosure statement of co-accused; that no recovery whatsoever has been effected from him; that he is in custody for the last 01 year and 04 month and trial is not proceeding further and so, he be allowed bail.

4. Notice of motion.

5. Mr. Sahil R. Bakshi, AAG, Punjab accepts notice on behalf of respondent- State.

6. Learned State counsel concedes the fact that petitioner has been nominated only on the basis of disclosure statement of co-accused. It is also conceded that no recovery pursuant to the disclosure statement of co-accused has been effected from the petitioner. However, bail is opposed on the ground of criminal antecedents of the petitioner, who is involved in numerous cases, which also includes the cases pertaining to NDPS Act.

7. Heard.

8. Having regard to the fact that no recovery was effected from the petitioner, who has been nominated on the basis of disclosure statement, this Court is not inclined to decline the bail only because of the criminal antecedents of the petitioner.

9. As per the custody certificate placed on record, petitioner is in custody for the last 01 year 04 months and 19 days in this case. Learned State counsel, on instructions from ASI Balvir Singh, also informs that out



CRM-M-25279-2024

-3-

32 witnesses cited by the prosecution, only 01 witness has been examined so far and thus, trial is likely to take long time to conclude.

10. Not only this, learned counsel for the petitioner has also placed on record copies of order passed by this Court pertaining to co-accused Bikram @ Vikram @ Honey, Ranjit Singh @ Money, Bhupinder Singh @ Bittu, Sandeep Singh @ Bhatti and Jaspreet Singh @ Jassa, from whom the recovery had been effected and all of whom have since been allowed bail by this Court from time to time.

11. 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

May 24, 2024
Neetika Tuteja

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