



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

CRM-M-24267-2024

Date of Decision: May 20, 2024

Ravi Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Isha Goyal, 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.346 dated 08.11.2023, under Sections 21, 23 and 29 (Act No.61 of 1985) of the NDPS Act (for short 'the NDPS Act'), registered at Police Station STF, District SAS Nagar.

2. As per the prosecution allegations, secret information was received against petitioner and co-accused Sonu regarding their involvement in the heroin business and that they used to bring heroin through drone from the Pakistani smugglers. Co-accused Sonu was arrested on 09.11.2023 and from his possession, 3 Kg. of heroin was recovered. Petitioner was arrested on 10.11.2023, but no recovery was effected from him.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated simply on the basis of the alleged secret information; that petitioner has never been involved in such activity nor any recovery has been effected from him; that petitioner is in custody for the last 06 months, having no criminal antecedent; and that the trial may take time to conclude 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, on instructions from ASI Lakhwinder Singh, concedes the fact that except the fact that the name of the petitioner surfaced in the secret information, there is no material against the petitioner nor any recovery was effected from him.
7. As per the custody certificate, petitioner is in custody for the last 06 months with no other criminal case pending against him.
8. Having regard to all 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.

May 20, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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