

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

**2024:PHHC:063989
CRM-M-55245-2023
Date of Decision: May 08, 2024**

Paramjit Singh @ Goga

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Randeep Singh Waraich (Rana), Advocate for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

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.17 dated 11.02.2023, under Sections 15 (Act No.61 of 1985) of the Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Amloh, District Fatehgarh Sahib.

2. As per the prosecution allegations, 90 Kg. of poppy husk was recovered from the possession of the petitioner while he was occupying a truck, on 11.02.2023.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated; that the petitioner was only sleeping in the truck and he has nothing to do with the ownership of the truck. Learned counsel contends that petitioner has never been involved in any such activity; that he is in custody for the last more than 01 year and trial may take time to conclude.

4. Learned State counsel opposed the bail petition on the ground that the recovered quantity of contraband falls in the commercial category. It

is also submitted that two more accused, i.e. owner of the truck and his son are yet to be arrested.

5. The custody certificate placed on record by learned State counsel would reveal that the petitioner is in custody for the last 01 year, 02 months and 22 days. He is not involved in any other case. Learned State counsel also informs that out of 13 witnesses cited by the prosecution, not even a single witness has been examined so far. Thus, the trial is likely to take long time to conclude.

6. Having regard to all the aforesaid facts and circumstances, but without commenting anything further 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 08, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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