

[227] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54621-2023
Date of Decision : 08.01.2024

Sarabjit Singh alias Sarbi ...Petitioner
versus

State of PunjabRespondent

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. P.S. Dhaliwal, Advocate for the petitioner.
Mr. Karunesh Kaushal, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.117 dated 02.08.2023 under Sections 18, 25 and 29 (Act No.61 of 1985) of NDPS Act, 1985 registered at Police Station Barnala, District Barnala.

[2] As per prosecution allegations, on 02.08.2022, 12 kgs of opium was recovered from a truck occupied by co-accused Kulwant Singh and Ranjodh Singh. On the basis of disclosure statement of Ranjodh Singh, 8 kgs. more opium was recovered. In the disclosure statement, the co-accused has nominated the petitioner as a purchaser.

[3] Learned counsel contends that the petitioner has been falsely implicated; that he is not involved in any such case. Learned counsel further contends that co-accused Sukhdev Singh @ Bunty and Sukhdeep Singh have already been allowed bail by this Court vide order dated 14.12.2023 and 15.11.2023 respectively passed in CRM-M-61936-2023 and CRM-M-56225-2023, copies of which have been placed on record.

[4] Status report by way of affidavit dated 08.01.2024 of Shri

on behalf of the respondent-State has been filed in Court today. The same is taken on record.

[5] The aforesaid factual position is not disputed by the learned State Counsel who also admits that no recovery has been effected from the petitioner.

[6] As per the custody certificate, the petitioner is in custody from the last 04 months and 09 days, with no criminal antecedents.

[7] Having regard to the above facts and circumstances and also on the basis of parity, 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

08.01.2024
'Rajneesh'

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