

BA No.	2350-2018
CNR No.	PBJL010142042019

Tirath Singh Vs. State of Punjab.

Present: Sh Ajay Sarpal Adv for the petitioner.
HC Gurdish Ram with Sh. Sachin Azad Addl. PP for the state.

1. HC Gurdish Ram is present alongwith police record.
2. Heard on bail application filed under section 439 Cr.pc by applicant/accused Tirath Singh son of Jhalman Singh in FIR No. 144 dated 26.4.2019 under section 18/29 of NDPS Act PS Phillaur, Jalandhar.
3. Sh Ajay Sarpal Adv has argued that alleged recovery of opium was effected from co accused Harjit Singh . Applicant/accused Tirath Singh has been booked in this case on the statement of said Harjit Singh, which carries no legal value . Applicant/accused is in custody since long. He should be granted bail.
4. On the other hand, Ld. APP for the state has opposed the same.
5. I have considered the respective submissions and has gone through the police record.
6. As per the case of prosecution, 1 kg 700gms of opium was recovered from co accused Harjit Singh on 26.4.2019, while he was coming in Indica Vista car bearing number PB36 F 8837 from the side of Phillaur . During interrogation, he told that he was

working on the said car of applicant/accused Tirath Singh, as driver and used to bring opium for Tirath Singh in the said car. He further stated that about 3 months earlier, he brought opium of ₹90,000/- from Rajasthan for Tirath Singh and was given ₹10,000/- by Tirath Singh for the same. Today, again he was bringing 1kg 700gms opium of ₹ 1,20,000/- from one Govind Singh, at the asking of applicant/accused Tirath Singh and he was to be paid ₹ 10,000/- by Tirath Singh for the same. So, though the opium inquestion was recovered from co accused Harjit Singh but he was bringing the same for applicant/accused in his car. So, considering all these facts, applicant/accused Tirath Singh is found not entitled to the relief of bail. As such, his bail application is dismissed. Papers be attached with the main challan.

Dated:2.7.2019
(Dimple Khosla)*

(K.K. Goyal)
JSC/ Jalandhar
UID No. (PB0117)