

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

CRM-M-26442 of 2015

Date of Decision: August 31, 2015

Sonu alias Ravi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. DPS Bajwa, Advocate
for the petitioner.

Mr. Deepak Saberwal, Addl. A.G. Haryana.

FATEH DEEP SINGH, J.

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.441 dated 29.05.2015 under Sections 20,61,85 of NDPS Act registered at Police Station Civil Lines, District Hisar.

The allegations against the petitioner in this anticipatory bail application are that on 29.5.2015, 950 grams of *charas* was recovered from a house which the police claimed belongs to the petitioner who was never apprehended nor was seen at the spot. The contention of the counsel for the petitioner that the petitioner was neither owner nor in possession of the premises in question nor he can be connected by any means could not be controverted on behalf of the State and it is only the lack of evidence brought to the notice of this Court qua this contraband and the mere premise that is sought to raise that petitioner is

facing trial in other criminal cases is no ground to decline the prayer for anticipatory bail.

In view thereof, the present petition seeking anticipatory bail is allowed. In the event of arrest of the petitioner he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

(FATEH DEEP SINGH)
JUDGE

August 31, 2015
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