

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

MUKESH KUMAR SALUJA
2015.03.17 16:55
I attest to the accuracy and
authenticity of this document

CRM-M-7952-2015
Date of decision:17.03.2015

Om Parkash

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.Saurabh Dalal, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks bail pending trial in FIR No. 270 dated 30.6.2014 registered under Section 20 of the NDPS Act, at Police Station City Bahadurgarh, District Jhajjar.

Notice of motion.

On the asking of Court, Mr. Manoj Kumar Sangwan, DAG, Haryana, accepts notice on behalf of the State.

Learned counsel for the petitioner submits that recovery was only of 120 gms of charas. He further submits that the trial will take long time and the petitioner deserves to be released on bail pending trial.

On the other hand, learned counsel for the State, on instructions from ASI Surender Kumar, Police Station Bahadurgarh, District Jhajjar, submits that petitioner was earlier found involved in FIR No.120 dated 12.3.2002 registered under Section 20 of the NDPS Act. He was tried for the offence and was convicted by the learned court of competent jurisdiction. He prays for dismissal of the present petition.

Having heard the learned counsel for the parties and after

Careful perusal of record of the case, this Court is of the considered opinion that since the petitioner has been convicted for similar offence earlier also, he does not deserve the concession of bail pending trial. Out of total 12 prosecution witnesses, one has already been examined and the next date for hearing before the learned trial Court is 23.4.2015.

In view of the above, no case for bail pending trial is made out, at this stage.

Dismissed.

17.03.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE