

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-22153 of 2016

Date of decision : July 08, 2016

Sukhchain

....Petitioner

versus

State of Haryana

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. NS Behgal, Advocate, for the petitioner
Mr. Deepak Sabharwal, Addl. AG, Haryana, for the respondent

Fateh Deep Singh, J. (Oral)

The allegations against petitioner-Sukhchain in this regular bail application under section 439 Cr.P.C. are that he was driver of HR-06-U-0004 and which was accosted by the police on 17.4.2016 leading to recovery of 900 grams charas.

The contention of the counsel for the petitioner is that petitioner is in custody since 17.4.2016 and that the trial is not likely to be concluded in near future, as though challan has been presented but report of FSL has not been received. The factual position has not been controverted by the learned State counsel but has opposed the grant of bail.

Having regard to the fact that the petitioner is in custody since 17.4.2016 and the trial is not likely to be concluded in near future, no purpose will be served by detaining the petitioner in jail.

In view of the aforesaid, without meaning to express any opinion on the merits, the instant bail petition is allowed. Bail to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, Jhajjar.

July 08, 2016
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(Fateh Deep Singh)
Judge