

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

CRL. MISC. No.M-26929 OF 2016
DATE OF DECISION : 11th AUGUST, 2016

Chander Prakash

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Kunal Dawar, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.166 dated 23.03.2016 registered under Sections 20 of the NDPS Act at Police Station Surajkund, District Faridabad.

Heard learned counsel for the rival parties and perused the impugned order and reasons therein.

The petitioner was arrested in this FIR on 23.03.2016 and since then he is in jail. It is not disputed that the witnesses who are to be examined all are official witnesses. The quantity of Ganja recovered from the petitioner is non-commercial. There is no other offence to the credit of the petitioner. It is in this context I think the petitioner should be released on bail. Hence, I make the following order:

ORDER

- (i) The petition is allowed.

- (ii) The petitioner be released on bail to the satisfaction of the concerned Trial Court/Duty Magistrate, Faridabad.
- (iii) The petitioner shall not tamper or influence the prosecution witnesses.
- (iv) The petitioner shall file an affidavit that he will not commit such type of offence again.
- (v) In case of violation of the above condition the liberty is reserved to apply for cancellation of bail.

11th AUGUST, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE