

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

CRM -M-34625 of 2016 (O&M)

Date of decision: 05.10.2016

Salim @ Sallu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms. Monisha Lamba, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Kanwarpal.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 203 dated 21.03.2015, registered under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Nuh, District Mewat.

It is contended that the petitioner has been falsely implicated on the basis of disclosure statement of co-accused, Tayyub who stands discharged in the matter. The similarly situated co-accused, Lukman and Munfaid have already been admitted to bail by this Court. The petitioner is not involved in any other FIR. He is in custody since 08.04.2015.

On the other hand, the learned State counsel opposes the prayer of bail and states that allegedly 87.600 kgs of ganja was recovered from the co-accused which is commercial in nature.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the petitioner is in custody since 08.04.2015, the similarly situated co-accused, Lukman and Munfaid have already been enlarged on bail and out of total 22 PWs, only 04 PWs have been examined so far, therefore, it can be safely inferred that the conclusion of trial will take a long time, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

05.10.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No