

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

**CRM-M No.3973 of 2016 (O&M)
Date of Decision: 09.02.2016**

Manjeet

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

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

Mr. Satish Saini, Deputy Advocate General, Haryana
for the respondent/State assisted by ASI Dharampal.

JASWANT SINGH, J. (Oral)

Prayer is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused in case FIR No.328 dated 11.06.2015, under Section 17 of the Narcotic Drugs and Psychotropic Substances Act (for short 'NDPS Act'), registered with Police Station City Rohtak, District Rohtak.

The alleged recovery is 14 grams of *Smack* from the possession of the petitioner/accused.

Learned Counsel for the petitioner submits that the recovery is non-commercial in nature and the petitioner is not involved in any other criminal case.

The petitioner is stated to be in custody since 12.06.2015 and after completion of the investigation, the challan stands presented.

Learned State Counsel, assisted by ASI Dharampal, is unable to refute the aforesaid factual position. He further submits that after framing of the charge, the case is at the stage of recording of prosecution evidence.

Without commenting on the merits of the case, keeping in view the custody period, seized contraband being non-commercial in nature and the fact that trial will take long time, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

February 09, 2016

Gagan

**(JASWANT SINGH)
JUDGE**