

**CRM No.6911 of 2016 in/and
CRM No.M-40961 of 2015**

Sr. No. 117

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

**CRM No.6911 of 2016 in/and
CRM No.M-40961 of 2015
Date of Decision: 01.03.2016**

Mukesh Kumar @ Sonu

...Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. R.S.Mamli, Advocate,
for the petitioner.

Mr. Vivek Saini, DAG, Haryana.

TEJINDER SINGH DHINDSA. J (ORAL)

On the oral request made by counsel for the petitioner and with consent of learned State counsel, the main case which is otherwise fixed for 15.03.2016 is taken up on Board today itself.

The instant petition has been filed under Section 439 Cr.P.C. seeking concession of regular bail to the petitioner pending trial in case FIR No.644 dated 12.10.2015 under Sections 21(b)/27 (A)/61/85 of Narcotic Drugs and Psychotropic Substances Act, registered at Police Station City Fatehabad, District Fatehabad.

As per prosecution version, the alleged recovery effected from the petitioner was of 45 bottles of Rexcof syrup (100 ml. each) and 600 tablet of Carisoma. The same would concededly be construed as commercial quantity.

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Counsel appearing for the petitioner states that he would not be pressing the instant petition and seeks withdrawal of the same.

Counsel, however, submits that he has filed CRM No.6911 of 2016 in the same petition seeking interim bail for a period of one week to participate in the last rites and religious ceremonies of his father who is stated to have expired on 22.02.2016.

Learned State counsel would submit that he has completed instructions in the matter and it has been verified that the 'Rasam Pagri' of Hem Raj Arora (since deceased) i.e. father of the present petitioner is fixed for 02.03.2016.

As such the present petition seeking benefit of regular bail is disposed of as not pressed. However application i.e. CRM No. 6911 of 2016 is allowed by accepting the prayer as regards interim bail for a period of one week commencing from today itself.

Petitioner be enlarged on interim bail subject to satisfaction of the trial Court/Duty Magistrate, Fatehabad. Petitioner would duly surrender before the Jail Authorities at Central Jail, Hisar on 08.03.2016 by 5.00 p.m.

A copy of this order be given *dasti* to counsel for the petitioner under the signatures of the Bench Secretary of this Court.

Disposed of.

01.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**