

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

CRM-M-707-2016 of 2016

Date of decision: 08.07.2016

Harvinder Singh @ Laddi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S. Arya, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

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 case FIR No.575, dated 27.10.2014, registered under Section 15 of NDPS Act, at Police Station Assandh, District Karnal.

It is contended that no recovery was effected from the petitioner. He was not arrested from the spot and has been falsely implicated in the instant case. The petitioner is in custody since 28.09.2015.

On the other hand, the learned State counsel opposes the prayer of bail and states that the petitioner was arrested on the basis of disclosure statement made by co-accused Malak Singh. The

challan stands presented; charges have been framed. Out of total 22 witnesses, none has been examined so far.

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

Keeping in view the fact that no recovery was effected from the petitioner and the trial is yet to commence and is not likely to be concluded in the near future, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the 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.

08.07.2016

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(JITENDRA CHAUHAN)
JUDGE