

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

**CRM-M No.7982 of 2016 (O&M)
Date of Decision: 22.04.2016**

Parmod Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Pratham Sethi, Advocate for the petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana
for the respondent/State assisted by ASI Suresh Kumar.

JASWANT SINGH, J. (Oral)

Present 2nd petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused-Parmod Kumar in a complaint case No.25/2015 dated 15.01.2015, registered on 19.10.2015, titled as “**State of Haryana (through Drugs Control Officer, Bhiwani) Versus Parmod Kumar**”, under Sections 18-C, 18-A and 22(3) of the Drugs and Cosmetics Act, 1940, pending before the trial Court.

The petitioner is a Proprietor of M/s Sourabh Medical Hall i.e. a Chemist Shop with a proper license under the Drugs and Cosmetics Act. For possession of unauthorized medicines in his godown, he was proceeded against under the NDPS Act, as also the present complaint under the Drugs and Cosmetics Act.

For the offences under the NDPS Act for the same transaction, he stands convicted and his sentence has been suspended in the pending appeal.

In view of the above, it is contended that in the complaint case, the charges have been framed and the case is at the stage of recording of evidence of the complainant.

The petitioner is stated to be in custody from the date of registration of the FIR.

Learned Counsel for the petitioner further submits that nothing more is to be recovered from the petitioner and the trial is not likely to be concluded in near future.

Learned State Counsel, assisted by ASI Suresh Kumar, is unable to refute the aforesaid contention.

Without commenting on the merits of the case, keeping in view the custody period and the facts as noticed above, 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.

April 22, 2016
Gagan

(JASWANT SINGH)
JUDGE