

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

CRL. MISC. No.M-18855 OF 2017
DATE OF DECISION : 14th JULY, 2017

Jasbir Singh @ Babbi

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. Parminder Singh, Advocate for the petitioner.
 Ms. Tanushree Gupta, DAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.426 dated 10.05.2017 registered under Section 15 of NDPS Act at Police Station Sadar, District Karnal.

Heard learned counsel for the rival parties.

The petitioner was arrested on 10.05.2017 and since then he is in jail. As per the case of the prosecution the quantity of the contraband seized from him was 1.5 kilograms of poppy husk.

Learned State counsel submits that one more case was registered against the petitioner in which he was acquitted and in another case of same nature he is on regular bail.

Learned counsel for the petitioner makes a statement that after release from the jail the petitioner will file undertaking within two weeks from the date of his release that he would not indulge in any type

of offence and would also submit a copy of the affidavit to the concerned Police Station.

In view of the fact that the petitioner is ready to give an affidavit as stated above and the petitioner is already acquitted in one more case of similar nature, I am inclined to grant bail to the petitioner.

In that view of the matter I make the following order:

ORDER

- (i) CRL. MISC. No.M-18855 OF 2017 is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner shall file an affidavit within two weeks from the date of his releasing that he will not commit any other offence again.
- (iv) The State will be at liberty to apply for cancellation of bail in case of any further commission of such type of offence by the petitioner.

14TH JULY, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

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