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

CRM-M-20877 of 2017

Date of decision: July 03, 2017

Harman @ Sonu @ Rocky @ Gagandeep

.....Petitioner

Versus

State of Haryana

.....Respondent

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

Present: Ms. Manjot Kaur, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

This is a petition for grant of anticipatory bail to the petitioner in FIR No.136 dated 10.05.2017, under Sections 21-25-59 of the Narcotic Drugs and Psychotropic Substance Act, 1985 (for short 'NDPS Act'), registered at Police Station Taraori, District Karnal.

It is not in dispute that the quantity of the contraband recovered from the main accused is non-commercial. Learned State counsel also submits that there is no other case against the petitioner. The father of the petitioner is agriculturist as stated by learned counsel for the petitioner. Learned counsel for the petitioner submits that the father of the petitioner as well as the petitioner both shall file undertaking before the trial Court that the petitioner would not indulge in any similar or any other offence.

In my opinion, looking to the above factual scenario and

this is being the very first offence that too in a non-commercial quantity and according to the fact that on the basis of the disclosure statement, the petitioner is sought to be arrested, petitioner should be allowed to be on anticipatory bail till the trial is completed.

In that view of the matter, in the even of arrest, the petitioner shall be released on anticipatory bail on his furnishing bail bonds amounting to ₹10,000/- with one surety of like amount, subject to the satisfaction of the arresting officer. Petitioner as well as his father shall file undertaking before the trial Court as stated in the order above. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

Petition stands disposed of, accordingly.

(A.B. CHAUDHARI)
JUDGE

July 03, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No