

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

**CRM-M No.2743 of 2017
Date of Decision: 03.02.2017**

Sheshkaran @ Karan Singh

.... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rahul Deswal, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana
for the respondent-State.

DEEPAK SIBAL J. (ORAL)

Through the present petition filed under Section 439 Cr.P.C., the petitioner seeks regular bail in FIR No.67, dated 28.06.2016, registered under Sections 21, 61 and 85 of NDPS Act, at Police Station Rori, District Sirsa.

Seeking regular bail for the petitioner, learned counsel for the petitioner submits that at this stage the only evidence that the prosecution has to implicate the petitioner is a disclosure statement of a co-accused, which as per settled law, has no evidentiary value. It is further submitted that there is no other case under the NDPS Act pending against the petitioner; since the challan has been filed, the petitioner is no longer needed for further questioning by the Investigating Agency and that since the charge not been framed, the trial is likely to take a long time.

Learned counsel for the petitioner further relies upon an order passed by this Court in **CRM-M No.25281 of 2016** titled as

“Ramjan alias Gonja Vs. State of Haryana” wherein in similar circumstances, the petitioner was granted the benefit of the regular bail.

Keeping in view the above noticed facts but without commenting on the merits of the case, in my opinion, the present petition deserves to be allowed.

Bail to the satisfaction of the trial Court.

The above concession is granted with a rider that during the time the petitioner is on bail in the present case, if he is found indulging in any other criminal act, it will be open to the State to seek cancellation of the concession of bail as granted to him through this order.

Nothing observed hereinabove shall be considered to be an expression of opinion by this Court on the merits of the case.

February 03, 2017

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**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No