

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

(207)

CRM-M-30348-2017

Decided on: August 24, 2017.

Ranbir

.... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sushil Sheoran, Advocate, for the petitioner.

Mr. Arun Kumar, AAG, Haryana.

ARVIND SINGH SANGWAN, J (ORAL)

Petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.239 dated 06.05.2017 registered for the offences punishable under Section 18/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), at Police Station Sadar Bhiwani, District Bhiwani.

Learned counsel for the petitioner submits that the petitioner is in judicial lockup since 06.05.2017 and the investigation in the case is already complete. It is further submitted that the recovery of 500 grams of opium is non-commercial quantity. It is further submitted that the petitioner was earlier convicted in FIR No.142 dated 29.03.2009 and in FIR No.4 dated 02.01.2012 in which he is already on bail vide order dated 23.01.2015 passed in CRM-39059-2014 titled Ravir Vs. State of Haryana and CRM-39041-2014 titled Ranbir Singh Vs. State of Haryana.

On the other hand, learned State counsel, on the instructions from ASI Dilbagh Singh, submits that challan has already been submitted but charges are yet to be framed.

Without expressing any opinion on merits of the case and the fact that conclusion of the trial will considerably long time, the present petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court, subject to the following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437 (3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality, the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

(ARVIND SINGH SANGWAN)
JUDGE

August 24, 2017
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No