

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

**CRL. MISC. No.M-38285 OF 2017**  
**DATE OF DECISION : 10<sup>TH</sup> NOVEMBER, 2017**

**Pankaj Kumar**

**.... Petitioner**

**Versus**

**State of Haryana**

**.... Respondent**

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

\* \* \* \*

Present : Dr. Anmol Rattan Sidhu, Senior Advocate with  
Mr. Nandan Jindal, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

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**A. B. CHAUDHARI, J. (ORAL)**

The petitioner has filed the aforesaid petition under Section 439 Cr.P.C. seeking regular bail in FIR No.710 dated 19.11.2015 registered under Sections 21(B), 27(A)-61-85 of Narcotics Drugs & Psychotropic Substances Act and Section 18(A), 18(C) of Drugs and Cosmetics Act at Police Station City Fatehabad, District Fatehabad.

Heard learned counsel for the rival parties.

The petitioner was arrested on 19.11.2015 and is in jail since then. Indeed the offence committed by the petitioner is serious. However, there is no other case against the petitioner as stated by the learned State counsel. Therefore, the petitioner should be given a chance for reformation, particularly because the learned counsel for the petitioner on his instructions makes a statement that the petitioner would file undertaking not to indulge in such type of offence. The petitioner

shall furnish a copy of the same with the Police Station concerned and the trial Court as well.

In my opinion, since the petitioner is ready to furnish the affidavit as aforesaid not to indulge in such type of offence, I am inclined to grant bail to the petitioner to give a chance for reformation.

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

**ORDER**

- (i) The CRL. MISC. No.M-38285 OF 2017 is allowed.
- (ii) The petitioner is ordered to be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner shall report to the police station concerned on every Monday, Wednesday and Sunday from 11.00am to 4.00pm in addition to appearing before the trial Court on the dates fixed there. The police shall keep surveillance on the petitioner.
- (v) The petitioner shall file the affidavit as aforesaid that he will not indulge in such type of offence in future, within two weeks from the date of his release.
- (vi) In case of violation of the above condition on the part of the petitioner, the liberty is reserved in favour of the State to apply for cancellation of bail.

**10<sup>TH</sup> NOVEMBER, 2017**  
'raj'

**(A. B. CHAUDHARI)**  
**JUDGE**

|                                   |            |           |
|-----------------------------------|------------|-----------|
| <i>Whether speaking/reasoned:</i> | <i>Yes</i> | <i>No</i> |
| <i>Whether Reportable:</i>        | <i>Yes</i> | <i>No</i> |