

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

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**CRM-M-44040 of 2017**

**Date of decision: November 28, 2017**

Sohan Singh @ Sonu

.....Petitioner

Versus

State of Haryana

.....Respondent

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

**Present:** Mr. Bhag Singh, Advocate for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

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

Heard learned counsel for the rival parties.

This is a regular bail petition filed by the petitioner in FIR No.138 dated 05.07.2017, under Section 18 of the NDPS Act, registered at Police Station Bilaspur, District Yamunanagar.

Learned counsel for the petitioner submits that the petitioner was arrested on 05.07.2017 and is in jail since then. He further submits that the petitioner is ready to furnish undertaking.

Learned counsel for the State vehemently opposed the prayer for regular bail on the ground that 1.100 Kg of opium, which was found in possession of the petitioner, is in the nature of commercial quantity. Upon instructions from the police officials, learned State counsel further submits that there is no other case is pending against the petitioner.

In view of the fact that there is no other case is pending

against the petitioner and particularly because the petitioner is ready to furnish undertaking, the petitioner be released on bail, subject to the following conditions:-

- (i) The **CRM-M-44040 of 2017** is allowed.
- (ii) The petitioner 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 would file an undertaking to the trial Court that he will not commit the same or any other kind of offence in future.
- (v) Petitioner shall not tamper, influence and threaten the prosecution witnesses and complainant as well.
- (vi) In case, the petitioner violates the above said conditions, this order of bail comes to an end automatically without reference to this Court.

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

**November 28, 2017**

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No