

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

CRM-M-44626-2017(O&M)

Date of decision : 29.11.2017

SHEELA NATH RAI

....PETITIONER

VS

STATE OF HARYANA

....RESPONDENT

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

Present: Mr. G.S.Sandhu, Advocate for the petitioner.

Ms.Tanushree Gupta, DAG, Haryana.

A.B.CHAUDHARI, J. (Oral)

Heard learned counsel for the rival parties.

The petitioner is seeking regular bail in case bearing FIR No. 243 dated 04.08.2017, under Section 20 of the NDPS Act, registered at Police Station Taraori, District Karnal.

The allegation against the petitioner is that 4 Kgs 600 grams of *Ganja Patti* was seized from his possession.

Learned counsel for the petitioner submits that the contraband recovered from the petitioner is not a commercial quantity as the same, according to him, is 20 Kilograms. He further submits that the petitioner was denied bail by the trial Court as he belongs to State of Bihar and in that context he submits that the petitioner is ready to give local surety.

According to him, the petitioner has been working on a construction site as a

labourer.

Learned State counsel fairly submits that there is no other case against the petitioner in the State of Haryana but she is not aware of the fact whether there is any other case against him in his parent State Bihar.

In view of the fact that this is first offence committed by the petitioner and further fact that he is ready to furnish a local surety, I am inclined to grant bail to the petitioner by giving one chance for reformation.

In that view of the matter, the petitioner be released on bail subject to the following conditions:-

- (i) The CRM-M-44626-2017 is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the trial Court.
- (iii) The petitioner to surrender his passport with the trial Court, if he possesses the same.
- (iv) The petitioner shall report to the concerned Police Station on every Sunday between 11 am to 4 pm. The police shall keep surveillance on the petitioner.
- (v) 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

29.11.2017
sunita

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No