

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

CRM-M-5180-2017 (O&M)

Date of decision: 01.03.2017

SANDESH @ SONU

...Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Mr. Ajay Arora, Advocate
for the petitioner (s).

Mr. Arun Kumar, AAG, Haryana

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.848 dated 14.11.2016, registered under Sections 22-B and 27-A NDPS Act, at Police Station City Sirsa.

Contents that the FSL report has not been received so far. Allegedly the recovery of 300 tablets of emzolan weighing 54.33 g. is non-commercial. The petitioner is not involved in any other FIR. He is in custody since 14.11.2016.

On the other hand, the learned State counsel opposes the present petition and submits that all the 10 prosecution witnesses are police officials and none of them has been examined so far.

Heard.

Considering the fact that the quantity in question is non-commercial; FSL report is still awaited; he is in custody since 14.11.2016; and out of 10 prosecution witnesses, who are police officials, none has been examined so far, trial is likely to take a long time, therefore, no purpose would be served in keeping the petitioner behind the bars, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

01.03.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No