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

CRM-M No. 22464 of 2018 (O&M)

Date of Decision : 30.07.2018

Jatin**...Petitioner**

Versus

State of Haryana**...Respondent****CORAM: HON'BLE MR. JUSTICE P.B.BAJANTHRI**

Present: Mr. Keshav Partap Singh, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

P.B. BAJANTHRI, J.(ORAL)

In the instant petition, petitioner has sought for regular bail under the provision of Section 439 Cr.P.C. in case FIR No. 437 dated 24.11.2016, under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 18(c) and 13 of the Drugs and Cosmetics Act, 1940 registered at Police Station Ambala Cantt, Ambala, District Ambala.

2. Learned counsel for the petitioner submitted that the petitioner has been released on bail on 06.03.2017 (Annexure P-1) in the aforesaid FIR, however, he could not appear on 20.12.2017 before the trial Court as he was wanted in another case relating to Section 138 of the Negotiable Instruments Act. It is further submitted on 30.03.2018, he himself surrendered before the trial Court and since then he is in custody. Learned counsel for the petitioner further submitted that the absence of the petitioner on the aforesaid date was not intentional one as he was wanted in another case.

3. In view of these facts and circumstances of the case, the petitioner is entitled for regular bail.

4. On the other hand learned State counsel resisted the claim of the petitioner, however, he admitted the fact of granting bail on 06.03.2017 and his surrender on 30.03.2018.

5. Heard the learned counsel for the parties.

6. In view of the submissions of learned counsel for the petitioner and keeping in view the fact of his surrender and earlier bail order, I deem it appropriate to grant the concession of regular bail to the petitioner as no useful purpose would be served by detaining the accused behind the bar.

7. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. Petitioner- Jatin is ordered to be released on regular bail on his furnishing bail/surety bonds to the entire satisfaction of the concerned Chief Judicial Magistrate. He is also directed to deposit Rs.50,000/- in cash before the Court of Chief Judicial Magistrate/Trial Court as surety amount.

30th July, 2018
shabha

(P. B. BAJANTHRI)
JUDGE

Whether speaking/reasoned? *Yes*

Whether reportable? *No*