

Sr. No.211/2

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

CRM-M-22728-2018(O&M)

Date of decision:12.07.2018

Balwinder @ Bindu

.....Petitioner

versus

State of Haryana

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. J.S.Thind, Advocate
for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking bail pending trial under Section 439 of the Cr.P.C. in FIR No. 610 dated 08.11.2017 for the offences punishable under Section 18, 27-A, 61, 85 of NDPS Act and Section 489-C and 489-D IPC registered at Police Station City Fatehabad, Haryana.

Learned counsel for the petitioner relies upon the Order dated 30.04.2018 passed by this Court and the Orders passed by the Trial Court whereby the co-accused of the petitioner have been granted bail pending trial. Learned counsel further submits that the petitioner is in custody since 08.11.2017. Despite passage of more than 8 months, no witness has been examined so far.

Learned State counsel on instructions, from Sub Inspector, Om Parkash; submits that the accused has been arrested from the spot and after the grant of bail to Sandeep in CRM-M-16388-2018(Annexure P-3), the FSL report has also come, which confirms the material recovered to be

opium.

Be that as it may, in view of the submissions of petitioner but without commenting upon the merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail pending trial on his furnishing bonds/surety to the satisfaction of the Trial Court.

12th July, 2018

Shivani Kaushik

[RAJBIR SEHRAWAT]
JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*