

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-31628 of 2018

Date of Decision: 01.08.2018

Mehar Singh

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Bijender Dhankhar, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.334 dated 02.07.2018 under Section 15 NDPS Act registered at Police Station Ganaur, District Sonapat during the pendency of trial.

Learned counsel for the petitioner contends that the alleged recovery made from the possession of the petitioner is 4 kg 400 grams of poppy husk which is little higher than the small quantity and there is no other case pending against the petitioner. The petitioner is in custody since 02.07.2018.

Learned State counsel, on instructions from ASI Virender, does not dispute the aforesaid facts.

I have heard learned counsel for the parties.

Admittedly, the alleged recovery made from the petitioner is 4 kg 400 grams of poppy husk which is little higher than the small quantity and there is no other case pending against him. Considering the fact that the petitioner is in custody since 02.07.2018 and trial in the case will take long time and no useful purpose will be served to keep the petitioner in custody, I deem it appropriate to release him on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of his bail bonds/surety bonds to the satisfaction of trial Court.

August 01, 2018
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No