IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-3467 of 2018
Date of Decision: 6.2.2018

Jatti

....Petitioner

VERSUS

State of Haryana **....Respondent**

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Ms. Sukhpreet Kaur, Advocate
for the petitioner.

Mr. R.K.Makkad, DAG, Haryana.

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RAJ SHEKHAR ATTRI, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.220 dated 18.6.2017 registered for the offences punishable under Sections 20 NDPS Act at Police Station Ambala Cantt. District Ambala

Heard.

Learned counsel for petitioner submits that although recovery has been effected from the house of the petitioner but not from the personal search of the petitioner. It has been submitted that the petitioner was not present at the time of recovery from his house and himself surrendered before the learned trial court.

The recovery in this case falls within the category of non-commercial quantity.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long

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time, the present petition is allowed. Petitioner Jatti son of Jamal is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate subject to following terms:-

(a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.

(b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.

(c) He shall not leave the country without the previous permission of the Court.

February 6, 2018 **(RAJ SHEKHAR ATTRI)**
Paritosh Kumar **JUDGE**

Whether speaking/reasoned Yes/No

Whether reportable Yes/No

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