

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

**CRM-M-3522 of 2018  
Date of Decision: 6.2.2018**

Gora Singh

**....Petitioner**

**VERSUS**

State of Haryana

**....Respondent**

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

Present: Mr. D.N.ganeriwala, Advocate with  
Ms. Mehak Sharda, 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.249 dated 19.9.2017 registered for the offences punishable under Sections 21 of NDPS Act at Police Station Kalanwali, District Sirsa.

Heard.

Learned counsel for petitioner submits that the recovery was effected from Harjinder Singh. The petitioner has been arraigned solely on the basis of deposition of Harjinder Singh to the effect that he purchased the contraband from the petitioner. The petitioner was arrested more than three months after registering the FIR against Harjinder Singh.

The prosecution alleges that ₹ 55,000/- was recovered from him which was ill gotten money.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner Gora Singh son of Bikar Singh 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- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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**

Paritosh Kumar

**( RAJ SHEKHAR ATTRI )  
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No