

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

**CRM-M-39034-2018 (O&M)**

Date of Decision:- 1.10.2018

Kalu Ram

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Mr. Jai Vir Yadav, Advocate, for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

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**GURVINDER SINGH GILL, J. (Oral)**

Petitioner Kalu Ram has filed this petition seeking grant of regular bail in respect of a case registered against him vide FIR No.173 dated 11.6.2018 under Section 20(B) of NDPS Act, Police Station City, Rewari.

The allegations in nutshell are that the petitioner was found in possession of 2 K.G. Ganja patti.

Notice of this petition was issued to the State.

Learned State counsel has opposed the present petition.

Learned counsel for the petitioner has submitted that he has been falsely implicated in the present case and in any case the challan has already been presented and since the quantity in question is a non-

commercial quantity, therefore, concession of bail may be extended to the petitioner.

On the other hand, learned State counsel has informed that the petitioner earlier been involved under the offences Sections 323 IPC and 379-A IPC and that in these circumstances the petitioner deserves the concession of bail.

Having regard to the facts and circumstances and the nature of the contraband and its quantity recovered, which falls in non-commercial quantity and also the fact that the petitioner has been behind bars for the last about 4 months and challan has already been presented, in my opinion, no useful purpose would be served by further detaining the petitioner behind bars as the trial in its normal course is likely to take some time for its conclusion. The petition, as such, is accepted. Petitioner Kalu Ram is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, Rewari.

**October 1, 2018**

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**(Gurvinder Singh Gill)**  
**Judge**

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|----------------------------|----------|
| Whether speaking /reasoned | Yes / No |
| Whether Reportable         | Yes / No |