

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

205

CRM-M No.49383 of 2017 (O&M)

Date of Decision: April 17th, 2018

Ali Hussain alias Naaru

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Satnam Singh Gill, Advocate
for the petitioner.

Mr. Apoorv Garg, Deputy Advocate General, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

On 27.02.2018, following order was passed:-

“Counsel for the petitioner contends that the petitioner was arrested on 15.04.2017 and the challan was presented on 29.05.2017 but till date, not a single witness has been examined. Petitioner was not named in the FIR but has been involved in the case on the basis a disclosure statement of co-accused Gurmeet, Aashutosh and Baljit Singh. He contends that the petitioner, in these circumstances, is entitled to the concession of regular bail.

Counsel for the State prays for an adjournment to seek instructions as to whether apart from the present case, there is any other case pending either in this State or any other State as the petitioner is a resident of Rajasthan.

*Adjourned to **21.03.2018.**”*

Counsel for the State, on instructions from ASI Sish Pal, Police Station Ambala City, submits that although there is another case registered against the petitioner but that is not under the NDPS Act.

With regard to the present case, he states that out of the 21 witnesses, one witness has been examined after the framing of charge on 21.07.2017.

Keeping in view the above factual position, the trial is not likely to conclude in near future, the present petition is thus allowed.

Petitioner is directed to be released on bail to the satisfaction of the trial Court, however, strict conditions including heavy surety may be imposed by the trial Court while granting the concession of bail to ensure presence of the petitioner.

April 17th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No