

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

CRM-M-470-2019

Date of Decision: 15.01.2019

Sachin Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashit Malik, Advocate for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner Sachin Kumar has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.610 dated 17.11.2018, registered at Police Station Shahabad, District Kurukshetra, under Sections 18/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the prosecution version, 100 grams of opium has been recovered from the present petitioner. The alleged recovery falls in non-commercial category.

Learned State counsel states that there are other FIRs against

the present petitioner, but not under the NDPS Act.

The petitioner has been in custody since 17.11.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case may take long time. No useful purpose will be served by keeping him in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

15.01.2019*jasmine kaur***(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No