

**S.No.209**

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

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**CRM-M-1953 of 2019 (O&M)**

**Date of Decision:03.12.2019**

**Jaskaran Singh @ Kala**

**.....Petitioner**

**Vs.**

**State of Haryana**

**.....Respondent**

**CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present:- Mr. Manvinder Sidhu, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

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**Rajbir Sehrawat, J.(Oral)**

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.0125 dated 15.12.2018 registered under Section 22(c) of the NDPS Act at Police Station Rori, District Sirsa.

Learned counsel for the petitioner contends that the case against the petitioner is totally concocted. Even as per the case of the prosecution, the alleged recovery from the petitioner is of 800 tablets of Tramadol Hydrochloride. However, as per the FSL report, the actual quantity of the prohibited substance found in the entire recovery is 100 mg per tablet, which is much less than the commercial quantity. Learned counsel for the petitioner has relied upon the judgment of this Court in **CRM-M-35080 of 2018 – Rajvir Singh @ Raju v. State of Punjab** decided on 21.08.2018, to support his contention. It is further submitted that the petitioner is in custody in this case since 15.12.2018 and that there is no other case against the petitioner.

On the other hand, learned State Counsel, on instructions from

SI Dilbagh Singh, submits that there has been a heavy recovery from the

petitioner. However, he has not disputed the FSL report. It is also not disputed that there is no other case pending against the petitioner as of today.

In view of the above, but without commenting any further upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

December 03, 2019  
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( RAJBIR SEHRAWAT )  
JUDGE

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