

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

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**C.R.M-M No.5445 of 2019 (O&M)
Date of Decision : 02.05.2019**

Satish Kumar

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Ramnish Puri, Advocate
for the petitioner.

Mr. Gaurav Bansal, Assistant Advocate General, Haryana.

AJAY TEWARI, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.207 dated 22.04.2018 registered under Sections 20 & 28 of the NDPS Act at P.S. Ganaur, District Sonapat.

Custody certificate filed in Court today dated 01.05.2019 by Dharamvir Singh Kadma-Dss, Deputy Superintendent, District Prison, Rohtak, Haryana is taken on record.

Reply filed by way of affidavit of Sewa Singh, Deputy Superintendent, District Jail, Rohtak is taken on record. Copy has been supplied.

As per the allegations, about 6 quintals of ganja were recovered from the truck which was being driven by co-accused Amit @ Kala and

co-accused Kuldeep and Ram Dhyan Rai were also sitting in the cabin of truck. The petitioner was apprehended because the truck belongs to him.

As per the custody certificate, the petitioner has been in custody for the last 09 months and 09 days. On the last date, the bail was sought on the basis of medical condition of the petitioner and therefore the medical status report was called for. The medical status report has been received as per which the petitioner is suffering from carcinoma base of tongue, diabetes mellitus & cellulites left leg.

Keeping in view the entire conspectus of facts and the period of incarceration already suffered by the petitioner, without going into the merits of the case, I deem it appropriate to grant regular bail to the petitioner. Ordered accordingly. Bail to the satisfaction of the trial Court.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

May 02, 2019
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No