

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

220

CRM-M No.6923 of 2019
Date of Decision : 21.2.2019

Jangir Singh

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Vikas Bishnoi, Advocate
for the petitioner.

Mr. Surender Singh, AAG, 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.540 dated 4.10.2018 registered under Sections 22 (C) of NDPS Act, 1985 (during the investigation Section 27-A, 61, 85 of NDPS Act has been added) at Police Station Ratia, District Fatehabad (Haryana).

Learned counsel for the petitioner has argued that no recovery was made from the petitioner and he has been implicated on the basis of the disclosure statement made by the co-accused from whom the recovery was made. He has further argued that the antecedents of the petitioner are clean and he has been in custody for 1 year and 1 month.

Custody certificate dated 20.2.2019 by way of affidavit of Rai Sahab-Deputy Supdt., Dy.-Supdt., Central Jail No.2, Hissar (Haryana) has

been filed on behalf of the respondent-State, the same is taken on record. Copy has been supplied to the opposite counsel. The custody certificate corroborates the fact that the petitioner has been in custody for 1 year, 19 days and no other case is pending against him.

In the circumstances, keeping in view the above 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 concerned trial Court/Duty Magistrate.

Petition stands allowed.

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

21.2.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No