

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-13063-2019 (O&M)
Date of Decision:-1.4.2019

Mangal Singh @ Rana

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jagjit Gill, Advocate for the petitioner.

Ms. Aditi Girdhar, Assistant Advocate General, Haryana.

GURVINDER SINGH GILL, J.(Oral)

The petitioner seeks grant of regular bail in respect of a case registered vide FIR No.17 dated 8.1.2019 at Police Station Sirsa City, District Sirsa under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985.

The case of prosecution, in nutshell, is that one Akash Kumar @ Sunny was apprehended and was found in possession of 500 tablets of 'Tramadol' and 450 tablets of 'Alprazolam'. It is further the case of prosecution that during the course of interrogation, he suffered a disclosure statement to the effect that he had procured the said tablets from Rana, Caste Jatt Sikh.

The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case solely on the basis

of disclosure statement and that infact no recovery was ever effected from him and that the petitioner was already in custody in connection with some other case when he was implicated in the present case.

Opposing the petition, the learned State counsel has submitted that since a specific disclosure statement has been made against the accused, no case for grant of bail is made out. It has, however, been informed that challan has already been presented in the present case.

Having regard to the facts and circumstances of the case and that the petitioner has been nominated as an accused solely on the basis of a disclosure statement made by co-accused, the admissibility and veracity of which is yet to be tested during the course of trial and also that the challan has already been presented, in my opinion, no useful purpose would be served by further detaining the petitioner behind bars. The petition, as such, is accepted and the petitioner Mangal Singh @ Rana is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

The present petition stands accepted accordingly.

1.4.2019

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No