

In the High Court of Punjab and Haryana at Chandigarh

105+243

CRM-M-15973-2019 (O & M)

Date of Decision: 09.07.2019

SURESH KUMAR

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gaurav Sharma, Advocate for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking regular bail in FIR No. 395 dated 28.09.2017, under Section 20 of the NDPS Act, 1985, registered at Police Station Kurukshetra University, District Kurukshetra.

Learned counsel for the petitioner contends that the allegations against the petitioner in the FIR are that 10.5 kgs of 'Ganja' has been recovered from the petitioner which is below the threshold of commercial quantity. The petitioner is in custody for about 07 months and is not involved in any other case under the NDPS Act.

Learned State counsel upon instructions from SI Mahipal states that 05 out of 12 prosecution witnesses have been examined.

Heard.

In view of the submissions of learned counsel for the petitioner, especially when non-commercial quantity has been recovered, he is in custody

for about 07 months and conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

July 09, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No