

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

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CRM-M-16619-2019.

Date of Decision: 01.10.2019.

Bijender alias Kala

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Anil Kumar Malik, Advocate, for
Mr. Karan Singh Malik, Advocate, for the petitioner.

Mr. Ashish Sanghi, Deputy Advocate General, Haryana.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner—Bijender alias Kala in case F.I.R. No.368 dated 27.12.2018 under Section 20 of the N.D.P.S. Act, 1985, registered at Police Station Israna, District Panipat.

Learned counsel representing the petitioner contended that the petitioner is in custody since 27.12.2018 and has been falsely implicated in the case. The alleged recovery is of less than commercial quantity and investigation is already complete. The trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Learned State counsel, on instructions from ASI Manoj, affirmed the above fact that the petitioner is in custody since 27.12.2018

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage of the trial and taking into consideration the above facts and the fact that the petitioner is in custody since 27.12.2018 and that he is not involved in any other case under N.D.P.S. Act; trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner—Bijender alias Kala, is ordered to be admitted to regular bail on his furnishing bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

01.10.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No