

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

CRM-M No.20037 of 2019 (O&M)
DATE OF DECISION : 18th NOVEMBER, 2019

Manjeet Singh

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Parminder Singh, Advocate for the petitioner.

Mr. M. K. Sangwan, Deputy Advocate General, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of bail pending trial in case FIR No.105 dated 15.03.2019 registered under Section 15 of the Narcotics Drugs & Psychotropic Substances Act, at Police Station Sadar Thanesar, District Kurukshetra.

It is contended by counsel for the petitioner that the case has been wrongly framed against the petitioner. The petitioner is not involved in this case at all. Even as per the case of the prosecution the alleged recovery from the petitioner is only 2.2kg of poppy husk. The petitioner is in custody since 15.03.2019. Charge has already been framed in this case. Therefore, the petitioner is not required for any investigation purpose.

On the other hand, learned counsel for the State, on instructions from SI Surinder Singh, submits that the petitioner is involved in two more cases. In the present case the prosecution evidence

is going on in the right earnest. Most of the witnesses have either been examined or have been summoned for the next date of hearing fixed before the trial court. However, it is not disputed that the petitioner is in custody since 15.03.2019 and that the recovery is of only 2.2 kg of poppy husk.

As response to this argument of the counsel for the State, learned counsel for the petitioner submits that in the other cases, referred to by State counsel, the petitioner is already on bail. He further submits that as of today, the petitioner is not in custody in any other case, except the present one.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/sureties to the satisfaction of the trial Court/Duty Magistrate.

18th NOVEMBER, 2019
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>