

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

210

**C.R.M-M No.47348 of 2018
Date of Decision : 04.04.2019**

Narender Tyagi

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. S.S. Kharb, Advocate
for the petitioner.

Mr. Gaurav Bansal, A.A.G., 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.257 dated 09.07.2017 registered under Sections 15 & 29 of the NDPS Act and Sections 420, 467, 468, 471, 120-B IPC at P.S. Kundli, District Sonipat.

Counsel for the petitioner states that there is no evidence against the petitioner and he has been nominated as an accused only on the basis of an alleged disclosure statement of a co-accused. He further states that the petitioner has been in custody for the last more than 1 year.

Custody certificate filed in Court dated 03.04.2019 by Shahid Hussain, Dsp-2, Deputy Superintendent, District Prison (Sonipat), Haryana is taken on record. As per the custody certificate, the petitioner has undergone 01 year 03 months and 15 days of custody.

On instructions from ASI Naresh Kumar, the learned Assistant Advocate General has accepted the fact that the petitioner has been nominated as an accused only on the basis of an alleged disclosure statement of a co-accused.

Keeping in view the entire conspectus of 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 Illaqa Magistrate/CJM/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.

April 04, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No