

CRM-M-22052-2019

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

**CRM-M-22052-2019 (O & M)
Date of Decision: 20.05.2019**

Nachhatar Singh @ Leela Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashwani Bhardwaj, Advocate,
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

INDERJIT SINGH, J.

CRM-15936-2019

Allowed as prayed for, subject to all just exceptions.

Annexure P-2 is taken on record.

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Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.36 dated 05.04.2019, registered at Police Station Jakhal (Fatehabad), under Sections 16 and 18 of the NDPS Act, 1985.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

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Learned counsel for the petitioner submits that only allegation against the present petitioner is that he has sown opium plants in the area of 5' x 7' ft. and total number of the plants were about 238.

The petitioner is in custody since 05.04.2019. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of Rs.40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

20.05.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No