

**CRM-M-51759-2018 and
CRM-M-23083-2018**

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

Date of Decision:15.01.2019

1. CRM-M-51759-2018

Zile Singh

... Petitioner

Versus

State of Haryana

... Respondent

AND

2. CRM-M-23083-2018

Rekha Devi

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Amit Arora, Advocate,
for the petitioner in CRM-M-51759-2018.

Mr. V.P.Sangwan, Advocate,
for the petitioner in CRM-M-23083-2018.

Mr. Tanuj Sharma, AAG, Haryana.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-51759-2018, filed by
petitioner-Zile Singh and CRM-M-23083-2018, filed by petitioner-

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Rekha Devi, under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.540 dated 10.09.2017, registered at Police Station Bhiwani Sadar, District Bhiwani, under Sections 20 and 29 of the NDPS Act, 1985.

Notice of motion was issued in both these petitions. Learned State counsel appeared and contested these petitions.

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

From the record, I find that FIR, in the present case, has been registered on the basis of secret information in which it was alleged that Zile Singh and Ved Pal were smuggling narcotics in alliance and if barricade was fixed on the bridge of canal, Human temple Chang, all the accused could be arrested with narcotics. When the police party apprehended co-accused, petitioner-Zile Singh was not present on the spot. Nothing has been recovered from him in this case.

As regards petitioner-Rekha Devi, she was apprehended on the spot alongwith *charas* weighing 990 grams which falls in non-commercial quantity.

Petitioner-Zile Singh and petitioner-Rekha Devi have been in custody since 22.08.2018 and 10.09.2017, respectively. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioners in custody till the final disposal of the case.

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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, both these criminal miscellaneous petition are allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with two sureties in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

15.01.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No