

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

CRM-M No.28720 of 2019
DATE OF DECISION : 19th AUGUST, 2019

Baldev Singh @ Bedi

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Naveen Kashyap, 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.7 dated 05.01.2019 registered under Section 20 of NDPS Act 1985 at Police Station Shahabad, District Kurukshetra.

Learned counsel for the petitioner contends that the case against the petitioner is totally concocted. Otherwise the petitioner is not involved in the crime; as alleged by police. Still further it is submitted that even as per the case of the prosecution, the alleged recovery from the petitioner is 300 grams of charas, which is much less than the commercial quantity prescribed for the substance. It is further submitted that the petitioner is in custody since 05.01.2019. The investigation of the case is complete. The petitioner is not required for any investigation purposes.

On the other hand, learned counsel for the State, being instructed by ASI Guljar Singh, submits that besides recovery in the present case; the petitioner has been involved in two more cases of same nature. However, it is not disputed that the recovery from the petitioner is only 300 grams of charas and that the petitioner is in custody since 05.01.2019.

As response to the argument of learned counsel for the State, learned counsel for the petitioner submits that the petitioner is not in custody in any other case except in the present case.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

19th AUGUST, 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>