

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

**CRM-M No.29492 of 2019 (O&M)
DATE OF DECISION : 31st OCTOBER, 2019**

Kuldeep @ Deepa

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Bikramjeet Singh Jatana, Advocate for the petitioner.
 Mr. M. D. Sharma, Assistant 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.88 dated 25.04.2019 registered under Section 22(b) of Narcotics Drugs & Psychotropic Substances Act, 1985 at Police Station Kalanwali, District Sirsa.

Learned counsel for the petitioner contends that the petitioner has been involved in this case only on the basis of the alleged disclosure statement of the co-accused Gurmel Singh, from whom 900 tablets of Alprazolam and 60 tablets of Tramadol Hydrochloride were, allegedly, recovered. Besides this, there is no evidence with the investigating agency. The challan has been filed. There is no other material with the prosecution to show his complicity in the alleged crime, except the alleged disclosure statement. The petitioner is in custody since 26.04.2019. The investigation of the case is already complete. The

petitioner is not required for any investigation purposes. There is no other case against the petitioner.

On the other hand, counsel for the State, being instructed by ASI Shamsheer Singh, submits that the petitioner is involved in supply of huge quantity of the prohibited substance to the co-accused Gurmel Singh. Gurmel Singh has categorically named the petitioner as the supplier. However, it is not disputed that except the statement of the co-accused, there is no other material to connect the petitioner with the alleged crime. It is also not disputed that the petitioner is in custody since 26.04.2019 and that there is no other case against the petitioner.

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.

31st OCTOBER, 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>