

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

218

CRM-M-29777-2019.

Date of Decision: 19.07.2019.

Rakesh alias Bahiya alias Raju

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Satbir Singh Gill, Advocate for the petitioner.

Mr. Ashish Sanghi, Deputy Advocate General, Haryana.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code is for grant of regular bail to petitioner- Rakesh alias Bahiya alias Raju son of Sher Singh in case F.I.R. No.93 dated 28.04.2019 under Sections 20/27-A/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Kalanwali, District Sirsa.

Learned counsel representing petitioner contended that no recovery of any contraband was effected from the present petitioner, but the recovery was effected from co-accused Mali Ram, who was having in his possession 3 Kg-500 grams of Ganja. The petitioner is in custody since 30.04.2019. The trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, so he be released on bail.

Learned State counsel, on instructions from ASI Rajender,

affirmed the above contention raised by learned counsel for the petitioner.

At this stage, without commenting anything on the merits of the case, which may not cause prejudice to either of the parties at a later stage, but taking the above facts into consideration and the fact the petitioner is in custody since 30.04.2019; the trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bars, the present petition is allowed. Petitioner—Rakesh alias Bahiya alias Raju, is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

19.07.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No