

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

**218**

**CRM-M-29772-2019**

Date of decision :19.07.2019

Gaurav Sethi

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr.K.S.Dhanora, Advocate  
for the petitioner

Mr.Anmol Malik, DAG Haryana

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**ANIL KSHETARPAL, J. (ORAL):**

Petitioner prays for grant of regular bail in FIR No.102 dated 04.03.2019 under Sections 21/29 of the NDPS Act, 1985, registered at Police Station Shahabad, District Kurukshetra.

Learned counsel for the petitioner contends that the petitioner has been nominated on the statement of co-accused and there is no recovery from the petitioner. He further submits that even from the co-accused only 07 gms.of smack (heroin) was allegedly recovered, which falls in category of small quantity. He further submits that the investigation has been completed and the challan has been presented.

On the other hand, learned State counsel submits that the petitioner is convicted in two other cases. However, on a pointed question he admits that the petitioner is not involved in any other case under the NDPS Act and the petitioner has been convicted under the Gambling Act.

Without commenting on the merits of the case and keeping in

view the fact that the petitioner is in custody for more than four months and conclusion of the trial is likely to take time, therefore the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

19.07.2019

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(ANIL KSHETARPAL)  
JUDGE

Whether speaking/reasoned  
Whether reportable-

Yes/No.  
Yes/No