

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

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Criminal Misc. No.M-30503 of 2019

Date of decision : 02.09.2019

Sunil

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Ramandeep, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking regular bail in FIR No.41 dated 12.03.2019, under Section 21 of NDPS Act, registered at Police Station Garhi, District Jind.

Learned counsel for the petitioner contends that the allegations against the petitioner are that 12 grams of smack has been allegedly recovered from him which is above the small quantity of 5 grams but way below the commercial quantity of 250 grams. The petitioner is not involved in any other case and is in custody for over five months.

Learned State counsel, upon instructions from ASI Rajesh Kumar, states that although challan has been filed but charges are yet to be framed.

Heard.

In view of the submissions of learned counsel for the petitioner especially when the recovery is much below the commercial quantity, the petitioner is not involved in any other case, he is in custody for over five months and trial is likely to take sometime, I deem it a fit case to grant the

concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

September 02, 2019

sonia gugnani

Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No