

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30781-2019
Date of decision-14.10.2019

Suresh

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. K.L.Saini, Advocate for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana.

MANOJ BAJAJ, J.

Petitioner-Suresh has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.109 dated 13.03.2019 registered under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 Act at Police Station Safidon, District Jind. The petitioner is in judicial custody since his arrest on 13.03.2019.

On 13.03.2019, when the police party was on patrol duty at village Rohad Bus Stand, one young man was seen coming from front side who on seeing the police, tried to run away. On suspicion, he was apprehended and after following the procedure, his search was conducted and 50 grams of smack was recovered from his possession.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. He further contends that the alleged recovered contraband is non-commercial quantity.

On the other hand, learned State counsel assisted by ASI Chander Singh opposed the bail application, however, it is not disputed that the contraband recovered from the petitioner falls within the category of non-commercial quantity.

After hearing learned counsel for the parties, this Court finds that the trial of the case is likely to consume considerable time and keeping in view the custodial period of the petiitoner, further custody may not be justified. Therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court, Jind.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

14.10.2019
vanita

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