

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

211

CRM-M No.39060 of 2019 (O&M)
DATE OF DECISION : 7th DECEMBER, 2019

Ganga Singh

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Parveen Sharma, Advocate for
Mr. Pankaj Bali, Advocate for the petitioner.
Mr. Chetan Sharma, AAG, Haryana.

* * * *

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.488 dated 15.07.2019 registered under Sections 18 of the NDPS Act, at Police Station Gharaunda, District Karnal.

It is contended by counsel for the petitioner that the case against the petitioner is totally concocted. Even as per the case of the prosecution the alleged recovery from the petitioner is 523 grams of opium, which is much less than the commercial quantity of the substance. The petitioner is in custody since 15.07.2019. There is no other case against the petitioner. The petitioner is not required for any investigation purposes. Hence, the petitioner deserves to be released on bail pending trial.

On the other hand, counsel for the State, on instructions from SI Sultan Singh, submits that there is a huge recovery from the

petitioner, however, it is not disputed that there is no other case against the petitioner and that the challan has already been filed in this case.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on his furnishing bail bonds/sureties to the satisfaction of the trial Court/Duty Magistrate.

7th DECEMBER, 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>