

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

CRM-M-42476 of 2019

Date of Decision:14.10.2019

Gulshan Kumar @ Bhondu

....Petitioner

Versus

State of Haryana

...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. S.S. Rana, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of bail pending trial to the petitioner in case FIR No. 414 dated 23.08.2019, under Section 20 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station, Shahabad, District Kurukshetra, Haryana.

Learned counsel for the petitioner submits that the recovery of the contraband effected from the petitioner is 1 Kg 100 grams of Ganja leaves which is marginally higher than the small quantity and there is no other criminal case pending against him. It is further contended that the petitioner is in custody since 23.08.2019 and after investigation in the matter report under Section 173 Cr.P.C. has been submitted on 24.09.2019.

The above factual position is duly acknowledged by learned State counsel on instructions from ASI Ram Dia.

Heard learned counsel for the parties and perused the paper

book.

Keeping in view of the fact that the recovery is marginally higher than the small quantity and the petitioner is in custody since 23.08.2019. The trial is likely to take a long time to be concluded and as such no useful purpose would be served by keeping the petitioner behind the bars any more.

Therefore, in view of the abovesaid circumstances, without expressing any opinion on the merits of the case, this petition is allowed. Petitioner-Gulshan Kumar @ Bhondu be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

October 14, 2019
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no