

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

CRM-M-46352-2019

Date of Decision:25.11.2019

Hari Om

...Petitioner

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Parveen Sharma, Advocate for the petitioner.
Mr.Manish Bansal, DAG, Haryana

ANIL KSHETARPAL, J.

Petitioner prays for bail pending trial in a criminal case arising out of FIR No.175 dated 23.04.2019 registered under Section 20/61 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station, Rajendra Park, District Gurugram.

As per the case of the prosecution, 50.100 kg ganja leaves were recovered from the motor car being driven by the petitioner. The owner of the car namely Varun Tyagi @ Golu was one of occupant of the car apart from the petitioner, who is the driver.

Learned counsel for the petitioner contends that the petitioner is only an employee of Varun Tyagi @ Golu and had no knowledge of the narcotics. He further submits that the petitioner is in custody since 23.04.2019.

On the other hand, learned counsel for the State, on the instructions from ASI Harvinder Singh, submits that the trial of the case has made substantial progress and therefore, the Court should not consider the prayer for grant of bail at this stage.

On a pointed question, learned counsel for the State admits that out of 12 witnesses, which are proposed to be examined, only four witnesses have been examined.

As per the affidavit filed by the Assistant Commissioner of Police, Gurugram, the petitioner is not involved in any other case.

Without commenting on the merits of the case and keeping in view the aforesaid facts as also conclusion of the trial is likely to take time, it is considered appropriate to release the petitioner on regular bail on his furnishing heavy bail bonds/surety bonds with local surety to the satisfaction of the concerned trial Court/Duty Magistrate.

Disposed of.

25.11.2019
mks

(ANIL KSHETARPAL)
JUDGE

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