

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

Date of decision: 11.06.2020

CRM-M No.2220 of 2020

Chagla Sahu

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. P.S.Sullar, Advocate, for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

1. At the very outset, Mr. Sullar points out that in the previous interim order, the case number of the connected matter, which was decided on 21.05.2020, has been inadvertently mentioned as 'CRM-M-1176 of 2020' instead of 'CRM-M-11764 of 2020'. In view thereof, the case number is ordered to be read as 'CRM-M-11764 of 2020'.

2. The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.395 dated 24.08.2019 registered at Police Station Sector-50, Gurugram under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

3. At the very outset, Mr. Sullar submits that the petitioner has been falsely implicated in the case. He further submits that the co-accused, namely, Parveen Kumar has been granted bail by the Coordinate Bench vide order dated 21.05.2020. The trial is likely to take long time to conclude and therefore, the petitioner is entitled to be enlarged on bail.

4. Per contra, Mr. Mohunta, DAG, Haryana, representing the respondent/State, though opposes the grant of regular bail, but has nothing substantial to say.

5. Having heard Mr. Sullar and Mr. Kapila through video conferencing/WhatsApp [the only possible way due to the pandemic COVID-19 restrictions] and keeping in view the fact that the co-accused has already been granted bail, I am of the considered view that that no useful purpose would be served in keeping the petitioner behind bars since the trial is likely to take some time. It appears to be a fit and proper case for grant of bail pending trial.

6. Accordingly, at this stage, without going into merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made by this Court shall not be construed to be an expression on the merit of the case.

11.06.2020
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No