

CRM-M-2835 of 2020

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

CRM-M-2835 of 2020
Date of Decision: 11.02.2020

Gurmeet Singh and another

...Petitioners

Versus

State of Haryana

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr. Satbir Gill, Advocate, for the petitioners.
Mr. Chetan Sharma, AAG, Haryana.

RAMENDRA JAIN, J. (ORAL)

Through instant petition under Section 439 Cr.P.C. has been made for grant of regular bail to petitioners, namely, Gurmeet Singh and Binder Singh in a case arising from FIR No.349 dated 29.08.2019 registered under Section 17 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Rania.

Petitioners are facing trial in the aforesaid FIR on the allegations that on 29.08.2019, they were apprehended with conscious possession of 140 grams of opium.

Learned counsel *inter alia* contends that alleged recovery of opium does not fall under the category of “commercial quantity”. Petitioners are in custody since 29.08.2019. Their earlier bail petitions were dismissed as withdrawn on 12.12.2019. Charges have not yet been framed.

Conclusion of trial may take a sufficient long time. No useful purpose

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would be served by detaining the petitioners in jail any more.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioners.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioners – Gurmeet Singh and Binder Singh – are ordered to be released on bail during pendency of trial, if not required in any other case, on their furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

February 11, 2020
R.S.

(RAMENDRA JAIN)
JUDGE

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