

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-13482 of 2020
Date of Decision: 11.06.2020

Mohan

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Sandeep Saini, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.

The matter is taken up for hearing through video conferencing/WhatsApp [due to the pandemic COVID-19].

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.254 dated 08.07.2019 under Section 21 (C) of NDPS Act registered at P.S. Civil Line Jind, District Jind.

Notice of motion.

Mr. Saurabh Mohunta, DAG, Haryana accepts notice on behalf of the respondent-State.

In brief, facts of the case are that on 08.07.2019 the petitioner was apprehended by the police on suspicion and during checking he was found in conscious possession of 259 grams of smack without any permit and licence. Then he was arrested and the present FIR was registered

against him.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. The trial is likely to take some time to conclude and therefore, the petitioner is entitled to be enlarged on bail.

Per contra, Mr. Saurabh Mohunta, DAG, Haryana, learned counsel appearing on behalf of the respondent-State opposes the grant of regular bail to the petitioner.

I have heard learned counsel for the parties.

The trial will take some time. The petitioner is in custody from 08.07.2019. No useful purpose will be served in keeping the petitioner in jail pending trial. 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 pending trial 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.

(RAJIV NARAIN RAINA)
JUDGE

11.06.2020
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Whether speaking/reasoned Yes/No

Whether reportable Yes/No