

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

CRM-M-14345-2020

Date of Decision: 16.11.2020

Dharamraj @ Kala

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Dev Kaushik, Advocate, for the petitioner.

Mr. Karan Sharma, AAG, Haryana.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has filed this petition seeking grant of regular bail in a case registered against him vide FIR No.279, dated 20.12.2019, at Police Station Sector-6 Bahadurgarh, District Jhajjar, under Section 20 of the NDPS Act, 1985, wherein the allegations against him are to the effect that 'Ganja Leaves' weighing 1.5 Kgs. was recovered from the petitioner.
2. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that the petitioner has been behind the bars for the last about 11 months and that since the recovery in any case would fall in the category of "non-commercial" quantity, the petitioner deserves the concession of bail.
3. Opposing the petition, learned State counsel upon instructions from ASI Pawan Kumar has submitted that since the petitioner has earlier

been involved in 9 different cases including 4 registered under the NDPS Act, no case for grant of bail is made out.

4. I have considered rival submissions addressed before this Court. Having regard to the nature and quantity of the contraband recovered and the fact that he has been behind bars for the last 11 months, further detention of the petitioner will not serve any useful purpose as the conclusion of trial will take some time. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(GURVINDER SINGH GILL)
JUDGE

16.11.2020
Vimal

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**