

CRM-M-15065-2019

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

CRM-M-15065-2019
Date of Decision:14.01.2020

Angrej Singh @ Pappu

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Amit Goyal, Advocate for
Mr. D.S.Virk, Advocate,
for the petitioner.

Mr. Rahul Mohan, DAG, Haryana.

HARNARESH SINGH GILL, J.(Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.265 dated 11.10.2017, registered at Police Station Kalan Wali, District Sirsa, under Section 21(c) of the NDPS Act, 1985.

Learned counsel for the petitioner states that it would be a debatable issue before the trial Court whether the recovery allegedly effected from the petitioner falls in the commercial or non-commercial. The petitioner has been in custody for the last 20 months.

On the other hand, learned State counsel opposes the prayer made in the present petition. The learned State counsel, on instructions from SI Mann Singh, submits that out of twelve prosecution witnesses, six witnesses have been examined. There are three other cases pending against the petitioner, but the same are not under the NDPS Act, 1985.

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I have heard learned counsel for the petitioner and the learned State counsel.

Challan has already been presented in the present case. The petitioner has been in custody for the last 20 months. The trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping him behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

14.01.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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