

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

Sr. No.208

**CRM-M-16329-2020**

**Date of decision : 6.10.2020**

Biru alias Kake

..... Petitioner

**VERSUS**

State of Haryana

..... Respondent

**CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Sunil Chaudhary, Advocate, for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

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**SUDHIR MITTAL, J. (Oral)**

The petitioner seeks regular bail in case FIR No.223 dated 18.3.2020, registered at Police Station Sadar Bhiwani, District Bhiwani, under Sections 20/25/61/85 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that the petitioner has been in custody for over six months. The trial is not likely to be concluded at an early date as even, charges have not yet been framed. Allegedly, recovery of non-commercial quantity of ganja has been made in this case. Thus, the petitioner may be released on regular bail.

Custody certificate dated 3.10.2020 has been produced in Court and the same is taken on record. According to this certificate, the petitioner has undergone actual custody of 06 months and 15 days and there are 04 other criminal cases pending against him.

Learned State counsel concedes that charges have not yet been framed. However, he submits that there are 04 other criminal cases pending against the petitioner.

Learned counsel for the petitioner refers to order dated 15.9.2020 to submit that none of these cases are pending except FIR No.308

From the aforementioned facts, it is evident that the trial is not likely to be concluded at an early date and that the petitioner has been in custody for over six months and that there are no other criminal cases pending under the NDPS Act, 1985 against the petitioner. Thus, I deem it appropriate to grant regular bail to him. Accordingly, the petition is allowed and petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

(SUDHIR MITTAL)  
JUDGE

6.10.2020  
Ramandeep Singh

Whether speaking / reasoned  
Whether Reportable

Yes / No  
Yes/ No