

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

CRM-M-16431-2020 (O&M)

Date of decision : 05.08.2020

Lalita

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rakesh Gupta, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

Reply to the present petition has been filed by the learned counsel for the State, which is taken on record.

The petitioner prays for bail pending trial in a criminal case arising from FIR No.119 of 2020 dated 13.04.2020 registered under Sections 186, 188, 269, 270, 307, 332, 353, 427 of the Indian Penal Code, 1860 (hereinafter to be referred as “the IPC”) and Section 20 (Act No.61) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter to be referred as “the NDPS Act”) at Police Station IMT Rohtak, District Rohtak.

As per the case of the prosecution, one silver coloured Scoda car coming from Delhi was signaled to stop. However, the Driver rather than stopping the vehicle tried to run over the police official and thereafter

tried to take the vehicle towards Delhi. The police official was dragged with the car for some distance and ultimately the vehicle stopped. It was occupied by two boys namely Sunny and Dheeraj. On their search, 41 Kg of Ganja patti was recovered.

Learned counsel for the petitioner contends that the petitioner was not apprehended at the spot and she is sought to be indicated as an accused on the disclosure of the co-accused which is not admissible in evidence. He further submits that the police has already completed the investigation of the case.

Learned counsel for the State submits that the recovery falls under the commercial category.

However, on the Court questions, he has admitted that the police has not collected any other material to connect the petitioner with Dheeraj and Sunny except their disclosure statement. He further admitted that as per the police record, the petitioner is not involved in any other case under the NDPS Act.

Keeping in view the aforesaid facts and without commenting on the merits of the case, the petitioner is directed to be released on bail on her furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

05.08.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

**Whether speaking/reasoned:-
Whether reportable:-**

**Yes/No
Yes/No**