

CRM-M-19992-2020

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-19992-2020

Date of Decision: August 7th, 2020

Neeraj

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Vikas Kumar, Advocate,
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

AUGUSTINE GEORGE MASI, J. (ORAL)

Petitioner has approached this Court for grant of regular bail by filing this petition under Section 439 of the Code of Criminal Procedure, 1973, in FIR No.194, dated 03.06.2020, registered at Police Station N.I>T. Faridabad, District Faridabad, under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

It is the contention of the learned counsel for the petitioner that the recovery which has been effected from the petitioner is 10 kilogram of *Ganja*, which is not the commercial quantity and the petitioner is in custody since 03.06.2020. Challan in this case has been presented and there is no other case registered against the petitioner except for the present one. He therefore, prays that the petitioner be granted the concession of bail.

Counsel for the State could not dispute the factual assertions of the learned counsel for the petitioner. However, it is asserted by her that the

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petitioner be not granted the concession of bail as he is indulging in narcotic substances.

Having considered the submissions of the counsel for the parties and keeping in view the fact that the recovery which has been effected from the petitioner is half of the commercial quantity and his custody period as also the fact that there is no other case registered against him, this criminal miscellaneous petition is allowed. Petitioner is ordered to be released on bail subject to his furnishing bail and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Faridabad.

Any observation made herein-above shall have no bearing on the merits of the case during the trial in any manner.

August 7th, 2020
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No