

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210)

CRM-M-20970 of 2020

Date of Decision: 14.08.2020

Gurdeep Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Satbir Gill, Advocate, for the petitioner.
Mr. Manish Bansal, DAG, Haryana

Amol Rattan Singh, J. (Oral)

All the cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

By this petition, the petitioner seeks the concession of 'regular bail' under the provisions of Section 439 of the Cr.P.C., upon FIR no.158, dated 08.04.2020, having been registered at Police Station Rania, District Sirsa, alleging therein the commission of offences punishable under Sections 22/61 of the NDPS Act, 1985.

Learned counsel for the petitioner submits that two co-accused of the petitioner, Kuldeep alias Lal Chand and Mohan Lal, have already been admitted to bail by this court, upon them having filed CRM-M-13510 of 2020 and CRM-M-13682 of 2020, with the orders passed in their favour being dated 16.07.2020.

Learned State counsel submits that though on the last date of hearing in this petition, a direction had been issued that a reply be filed by a gazetted officer on behalf of the respondent-State, depicting the particulars of the cases wherein the petitioner is involved, no affidavit has been filed,

but he has received instructions from Sub-Inspector Subhash Chander that two criminal cases had been registered earlier against the petitioner under various provisions of the IPC, in both of which he was acquitted.

That being so and the quantity of contraband stated to have been recovered from the petitioner/his co-accused at the time when they were riding a motorcycle, being below commercial quantity and on that ground the two aforesaid co-accused having already been admitted to bail by this court, without making any comment on the actual merits of the case, this petition is allowed. The petitioner would be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the trial court/Chief Judicial Magistrate/Duty Magistrate concerned.

14.08.2020
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(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No