

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

**CRM-M No.21779 of 2020
Date of Decision:14.08.2020**

GULZAR SINGH

...Petitioner

Versus

STATE OF HARYANA

..Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rajat Mor, Advocate
for the petitioner.

Mr. Munish Dadwal, AAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

Case taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.186 dated 27.05.2020 registered under Sections 15/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Pundri, District Kaithal.

Learned counsel for the petitioner submits the petitioner has been falsely implicated in the present case; he is a senior citizen aged 67 years; is not involved in any other criminal case; the challan under Section 173 Cr.P.C. has already been filed and therefore the petitioner is not in a position to influence the investigation and that the trial which is yet to commence is likely to take a long time to conclude.

Learned State counsel opposes the grant of bail on the ground that 5 kgs of Churapost and 4 bottles of illicit liquor have been recovered

from the petitioner.

The petitioner is 67 years of age; is in custody since 27.05.2020; he is allegedly to be in illegal possession of 5 Kgs of Churapost and 4 bottles of illicit liquor; challan under Section 173 Cr.P.C. has already been filed and therefore the petitioner is not in a position to influence the investigation; there is no other criminal case in which he is involved and the trial which is yet to commence is likely to take a long time to conclude especially in the present circumstances when the world is facing the COVID-19 pandemic.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Kaithal, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

August 14, 2020

(DEEPAK SIBAL)
JUDGE

Jyoti-D Whether speaking/reasoned Yes/No Whether Reportable Yes/No