

Inderjeet alias Kala

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Paras Jagga, Advocate,
for the petitioner.

Mr. Gurbir Singh Dhillon, A.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

All 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.

This petition has been filed under the provisions of Section 439 of the Cr.P.C. seeking 'regular bail' for the petitioner in case FIR no. 380, dated 28.11.2019, registered at Police Station City Mandi Dabwali, District Sirsa, for the alleged commission of offences punishable under Section 22 of the NDPS Act.

Learned counsel for the petitioner submits that though the allegation against the petitioner is that he was found to be in possession of commercial quantity of 'Tramadol' tablets, he has been in custody for the past nine months, with not even a single prosecution witness having been examined so far and there being no other criminal case registered against him.

Learned State counsel while opposing the bail application on the ground that the quantity recovered from the petitioner is obviously commercial

quantity, however, could not deny the fact that there is no other criminal case registered against the petitioner and that though the '*challan*' was submitted to the competent court on 28.12.2019, no prosecution witness has been examined so far, probably because of the ongoing pandemic.

That being so, without making any comment on the actual merits of the case for or against the petitioner, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate, concerned.

August 18, 2020
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.