

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

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**CRM-M-25010-2020(O&M)
DATE OF DECISION:02.09.2020**

Rattan Singh @ Harpreet Singh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE LALIT BATRA

Present: Mr.Amit Chaudhary, Advocate
for the petitioner.

Mr.Ashok Chaudhary, Addl.AG Haryana.

LALIT BATRA, J. (Oral):

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-Rattan Singh @Harpreet Singh in case F.I.R. No.161 dated 02.05.2020 under Section 51(b) of Disaster Management Act, 2005, Section 188 IPC and Section 21(b) of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Sadar Fatehabad, District Fatehabad.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further urges that co-accused namely Hardeep Kumar @ Deep and Raju Singh have already been granted regular bail by Sessions Court, vide orders dated 20.06.2020 and 09.07.2020, respectively. He further urges that alleged contraband recovered from the petitioner is of non-commercial quantity. He further submits that petitioner is in custody since 02.05.2020 and he is no more required by the Police for any investigation purpose. He

further submits that after completion of investigation, challan has been presented in the Court and trial has already commenced. He further urges that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that the co-accused have been granted regular bail by Sessions Court; petitioner is in custody since 02.05.2020; that challan has been presented against the petitioner in the Court; that trial has already commenced and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner -Rattan Singh @ Harpreet Singh is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Fatehabad, as the case may be.

September 02, 2020
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(LALIT BATRA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No