

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-30503-2020 (O & M)
Date of Decision: December 10, 2020

KRISHAN @ KALI

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. B. S. Dhull, Advocate
for the petitioner.

Mr. Deepak Kumar, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.120 dated 06.07.2020, under Sections 20 and 27 of the NDPS Act, registered at Police Station Sector-6, Dharuhera.

Learned counsel for the petitioner contends that the allegations against the petitioner are that 1 kg 120 grams of 'Ganja' was allegedly recovered from him which is way below the threshold of 20 kgs of commercial quantity. The petitioner is 21 years of age and has been falsely implicated in several cases within a span of 09 months in the same police station. He is in custody for over 05 months since his arrest on 06.07.2020.

Learned State counsel upon instruction from SI Vijay Singh states that the challan has been filed but none of the prosecution witnesses has been examined. He further contends that the petitioner is also involved in other cases.

In view of the submissions of learned counsel for the petitioner, especially when the alleged recovery of Ganja from the petitioner is of non-commercial quantity, petitioner, who is 21 year of age, is in custody for over 05 months, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, the petitioner shall appear before the Police Station Sector-6, Dharuhera on every alternative Monday till the conclusion of the trial.

(ANUPINDER SINGH GREWAL)
JUDGE

December 10, 2020
A.Kaundal

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