

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

CRM-M-32817-2020 (O&M)

Date of decision: 21.12.2020

Tarunveer Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. Sandeep Gahlawat, Advocate for the petitioner.

Mr. Karan Garg, AAG, Haryana.

H.S. MADAAN, J. (Oral)

Case taken up through video conferencing.

This petition for regular bail has been filed by petitioner Tarunveer Singh, aged about 26 years, an accused in FIR No.108 dated 23.07.2020, for an offence under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act'), who has been booked by police of Police Station Sector 20, Panchkula on the allegations that on 23.07.2020, when apprehended by the police party, he was found in possession of contraband in the form of heroin, weighing 20 gms. He was formally arrested in this case. After completion of investigation and other formalities, challan has been filed in the Court.

The petitioner/accused had moved a petition for regular bail before Court of Sessions at Panchkula. His such petition was assigned to learned Addl. Sessions Judge, Panchkula, who had dismissed the same,

vide order dated 18.09.2020. As such, he has approached this Court, craving for grant of similar relief, which request is being opposed by the State counsel.

I have heard learned counsel for the parties besides going through the record.

The recovery involved in this case does not come within the definition of commercial quantity. As such, bar of Section 37 of the Act is not attracted. As submitted by learned State counsel, the petitioner is not involved in any other criminal case. Though, the challan against him has been filed in the Court but formal charge is yet to be framed. In that way, the conclusion of trial is likely to take some time. Without going further into the merits of the case, I find it proper and appropriate to accept the petition and grant regular bail to the petitioner. Therefore, the same is allowed. The petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/CJM/Duty Magistrate, Panchkula, subject to the following conditions:-

- (i) he shall appear in the Court on each and every date of hearing;
- (ii) he shall not give any threat or intimidation to the prosecution witnesses; and
- (iii) he shall not leave India without prior permission of the Court and shall surrender his passport, if he has got one, otherwise to furnish affidavit in that regard.

21.12.2020

sumit.k

(H.S. MADAAN)
JUDGE

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