

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

ANURADHA
2020-11-20 10:47
I attest to the accuracy and
integrity of this document

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CRM-M-36743-2020

Date of decision :23.11.2020

Virender Kumar

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Yogesh Kumar Aneja, Advocate
for the petitioner.

Mr. Vivek Saini, Addl. A.G., Haryana.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No 816 dated 20.8.2018 registered under Sections 22 of NDPS Act, 1985 at Police Station City Sirsa.

Custody certificate dated 23.11.2020 has been filed by way of affidavit of Varun Kumar, Deputy Superintendent, District Prison Sirsa, the same is taken on record. As per the custody certificate, the petitioner has actual undergone period including custody as undertrial for 2 years and 1 month.

Learned counsel for the petitioner states that no other case is pending against the petitioner under NDPS Act, 1985. Learned State counsel points out that three cases under Sections 379 and 420 IPC are pending against the petitioner. Learned counsel for the petitioner has accepted these factual assertions and has further stated that similarly

situated co-accused Deepak Saini has already been granted bail by this Court vide order dated 12.10.2020 passed in **CRM-M No.8725 of 2020** after having undergone a period of 1 year and 10 months of sentence.

Learned State counsel is not in a position to deny this fact.

I see no reason to take a different view. Without commenting on the merits of the case, I deem it appropriate to grant the benefit of bail to the petitioner.

Regular bail to the satisfaction of concerned trial Court/Duty Magistrate.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(**AJAY TEWARI**)
JUDGE

23.11.2020
anuradha

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No