

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

232

CRM-M-37136 of 2020

Date of Decision: 18.11.2020

Jaipal

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr.Ajay Arora, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No. 275 dated 25.08.2019 under Section 22 of the NDPS Act, 1985, registered at Police Station Civil Line, Sirsa.

Learned counsel for the petitioner submits that the petitioner is in custody since 25.08.2019 and the case of the petitioner is similar to other co-accused namely Jagdish, who has been admitted on regular bail by this Court vide order dated 26.10.2020 passed in ***CRM-M No.46571 of 2019 (Jagdish Vs. State of Haryana)***.

Learned State counsel, on instructions from SI Ram Niwas, does not dispute the custody period of the petitioner and the fact that the case of the petitioner is similar to that of co-accused-Jagdish.

Heard learned counsel for the parties.

Admittedly, the petitioner is in custody since 25.08.2019 and the case of the petitioner is similar to that of co-accused Jagdish. In view of prevailing situation of Covid-19 pandemic, trial is not likely to be concluded in the near future. Thus, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to his furnishing bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

However, the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

It is made clear that, in case, petitioner is found indulged in any other case of similar nature, the prosecution shall be at liberty to seek cancellation of his bail in the present case.

November 18, 2020
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No