

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
(Through Video Conferencing)**

CRM-M-39599-2020

Date of Decision: 04.12.2020

BALDEV @ BHOLU

.....Petitioner

V/s.

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.

Present: Mr. Mohit Bishnoi, Advocate,
for Mr. D.P.S.Bajwa, Advocate,
for the petitioner.

Mr. Arun Beniwal, Deputy Advocate General, Haryana.

MANJARI NEHRU KAUL, J. (Oral)

This is the second petition under Section 439 of the Code of Criminal Procedure, 1973 for grant regular bail in a case FIR No. 475 dated 09.09.2019 registered under Section 21(b) of the Narcotic Drugs & Psychotropic Substances Act 1985 (Section 27A of the NDPS Act, 1985 added subsequently) at Police Station, City District Fatehabad, Haryana.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the instant case on the basis of the disclosure statement allegedly made by co-accused, Gurdev Singh from whom the alleged contraband i.e. 6 grams of heroine was effected. He submits that the contraband so effected falls within the category of non-commercial quantity. He has also submitted that the trial is unlikely to conclude in the near future as only charges have been framed and the prosecution evidence is yet to commence. He, therefore, prays for the concession of regular bail as he has been in custody since 26.09.2019.

Per contra, learned State counsel, while opposing the prayer of and submissions of the learned counsel for the petitioner, has submitted that the petitioner is a man of criminal antecedents as he is involved in as many as 15 other criminal cases including under the NDPS Act.

Heard.

In the wake of the antecedents of the petitioner, this Court is not inclined to extend the concession of regular bail to him. In view thereof, instant petition is hereby dismissed. However, keeping in view that the petitioner has been in custody since 26.09.2019, the trial Court shall endeavor to expedite the trial and conclude the same preferably within six months from today.

December 4, 2020

Ess Kay

**[MANJARI NEHRU KAUL]
JUDGE**

<i>Whether speaking / reasoned</i>	:	<i>Yes</i>
<i>Whether Reportable</i>	:	<i>No</i>