

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

**CRM-M-40594-2019 (O&M)
Date of Decision : 23.07.2020**

Sanjay Kumar Petitioner
Versus

State of Haryana Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. R.S.Mamli, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

RAMENDRA JAIN, J. (Oral)

Case has been taken up for hearing through video conferencing.

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.583 dated 27.11.2017, registered under Sections 21(B) of the Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station Ratia, District Fatehabad.

Petitioner is facing trial in the aforesaid FIR on the allegations that on 27.11.2017 petitioner was apprehended with conscious possession of 400 grams smack, without any permit or licence, which falls under the category of “commercial quantity”.

Learned counsel *inter alia* contends that petitioner is in custody since 27.11.2017 i.e. more than 2½ years. Conclusion of trial may take a sufficient long time. No useful purpose would be

served by detaining the petitioner any more in jail.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner Sanjay Kumar is ordered to be released on bail during pendency of trial, if not required in any other case, on his furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

23.07.2020

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(RAMENDRA JAIN)

JUDGE

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