

CRM-M-41812 of 2019

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

CRM-M-41812 of 2019  
Date of Decision: 24.01.2020

Kuldeep

...Petitioner

Versus

State of Haryana

....Respondent

**CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present:- Mr. Sunil Saharan, Advocate, for the petitioner.  
Mr. Chetan Sharma, AAG, Haryana.

**RAMENDRA JAIN, J. (ORAL)**

Through this petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to petitioner – Kuldeep in a case arising from FIR No.109 dated 21.05.2019 registered under Sections 18 and 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Adampur, District Hisar, Haryana.

According to the prosecution, on 21.05.2019, petitioner was apprehended with conscious possession of 17 kgs of heroin and 30 grams of opium, without any permit or licence and since then he is in custody.

Learned counsel for the petitioner *inter alia* contends that alleged recovery effected from the petitioner falls under the “non-commercial quantity”. Conclusion of trial may take sufficient long time. No useful purpose would be served by detaining the petitioner in jail any more.

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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 – Kuldeep 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.

January 24, 2020  
R.S.

(RAMENDRA JAIN)  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |