

211

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-43601-2019
Date of decision-17.01.2020

Inderpal

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Som Nath Saini, Advocate for
Mr. K.L.Saini, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

MANOJ BAJAJ, J.

Petitioner-Inderpal has prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.360 dated 08.08.2019 registered under Sections 21 and 27 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Safidon, District Jind. The petitioner is in custody since his arrest on 08.08.2019.

As per the prosecution case, when the police party was on patrol duty, a secret information was received that Inderpal son of Baljeet (petitioner) does the work of selling smack, who upon raid can be apprehended. After completion of formalities, Police acted upon this information and recovery of 6.12 grams of smack was effected from accused.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. He further contends that the alleged recovered contraband is non-commercial quantity. According to him, investigation of the case is complete, therefore, further custody of the petitioner is not necessary.

On the other hand, learned State counsel assisted by ASI Shalinder opposed the bail application, however, it is not disputed that the contraband recovered from the petitioner falls within the category of non-commercial quantity. She has apprised the Court that charges have been framed on 22.11.2019 and investigation of the case is complete. The case is fixed for 17.03.2020 before the trial Court for examination of prosecution witnesses.

After hearing learned counsel for the parties, this Court finds that the trial is likely to consume considerable time and no useful purpose would be served by keeping the petitioner behind the bars, particularly when investigation of the case is complete. Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

17.01.2020

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