

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

**CRM-M-44899-2019 (O&M)
Date of Decision : 04.02.2020**

Niyad Ali Petitioner

Versus

State of Haryana Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Rahul Makkar, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

RAMENDRA JAIN, J. (Oral)

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.826 dated 18.08.2018, registered under Section 20 of the Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station Jhajjar, District Jhajjar.

According to prosecution on 18.08.2018, petitioner was apprehended with conscious possession of 01 kg. charas, without any permit or licence.

Learned counsel for the petitioner *inter alia* contends that alleged recovery falls under the category of “non-commercial quantity”. Petitioner is in custody since 18.08.2018. 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 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.

04.02.2020

mamta

(RAMENDRA JAIN)

JUDGE

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