

**In The High Court for the States of Punjab and Haryana  
At Chandigarh**

CRM-M-45473-2019 (O&M)  
Date of Decision:- 20.1.2020

Bhup Singh alias Bhoopi ... Petitioner

Versus

State of Haryana ... Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Mr. B.S.Mamli, Advocate, for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

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**GURVINDER SINGH GILL, J. (Oral)**

1. Petitioner-Bhup Singh alias Bhoopi has approached this Court seeking grant of regular bail in a case registered vide FIR No.306, dated 15.6.2019, registered at Police Station City Fatehabad, District Fatehabad, under Section 21(b) of NDSP Act.
2. The allegations, in nutshell are that the petitioner was found in possession of 145 grams of 'heroin'.
3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the present case and that there are violations of several statutory provisions of the Act.

4. The learned State counsel while opposing the petition has submitted that since the recovery of the contraband was effected from the pocket of the petitioner in the presence of gazetted officer, no case for grant of bail is made out. It has however, been informed that challan already stands presented and that the petitioner has been behind bars since the last 7 months and till date only 1 PW stands examined out of the cited 11 PWs and 1 PW had been given up.
5. Having regard to the fact that it is a case of recovery of contraband which falls within the category of 'non commercial quantity' and that the petitioner has been behind bars since the last 7 months and that conclusion of trial is likely to take some time, the petition is accepted and petitioner-Bhup Singh alias Bhoopi is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

**January 20, 2020**

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**(GURVINDER SINGH GILL)**  
**JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No