

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

Date of decision-11.02.2020

1. CRM-M-49210-2019

Surjeet Kumar	Petitioner
Vs.	
State of Haryana	...Respondent

2. CRM-M-53076-2019

Sonu	Petitioner
Vs.	
State of Haryana	...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Navneet Jindal, Advocate for the petitioners.

Ms. Tanushree Gupta, DAG, Haryana.

MANOJ BAJAJ, J.

Petitioners in above mentioned petitions have prayed for grant of regular bail under Section 439 Cr.P.C in case FIR No.272 dated 07.08.2018 registered under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Rania, District Sirsa. The petitioners, namely, Surjeet Kumar and Sonu are in custody since their arrest on 27.08.2018 and 23.08.2018, respectively.

The FIR was registered on 07.08.2018, when the Police party was on patrol duty, at village Kaluana to Bachar, one car was seen and on suspicion, the vehicle was signalled to stop. On seeing the police, they tried to run away and four persons from the said car managed to escape. However, one person, namely, Pritam who was sitting at the back seat was

apprehended. Upon search, 2900 capsules and tablets containing Tramadol Parvoin-Spas Ridley and Tramadol Trio-SR were recovered from the compartment of the car.

Learned counsel for the petitioners contends that the interim regular bail was extended to the petitioners vide order dated 09.01.2019 as the FSL report was awaited. Upon presentation of the said report, the petitioners were taken in custody on 10.10.2019 and the said concession was never put to any misuse. Learned counsel further submits that the investigation of the case is complete, therefore, further custody of the petitioners may not be necessary. He has further placed reliance upon order dated 30.01.2020 passed in CRM-M-50774-2019 in respect of co-accused-Pritam Singh who has been extended the concession of regular bail by this Court.

On the other hand, learned State counsel assisted by ASI Madan Lal opposed the prayer. She further contends that the co-accused of the petitioners was arrested from the spot and the present petitioners managed to escape on the date of occurrence and were later on arrested. Therefore, the petitioners do not deserve the concession of bail. She has further apprised the Court that the investigation of the case is complete and the case is fixed for 29.02.2020 before the trial Court for examination of prosecution witnesses.

Considering the above, this Court does not find any reason to extend the concession of regular bail to the petitioners at this stage as the trial of the case is at the initial stage.

Resultantly, both petitions are dismissed.

11.02.2020

vanita

Whether speaking/reasoned :

Whether Reportable :

(MANOJ BAJAJ)

JUDGE

Yes

No

Yes

No