

285

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

**1. CRM-M No.53826 of 2019
Date of Decision: 18.02.2020**

PARMINDER KUMAR @ LADIPetitioner

Vs

STATE OF HARYANARespondent

2. CRM-M No.3827 of 2020

RAHULPetitioner

Vs

STATE OF HARYANARespondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present:Mr. Bhupender Singh, Advocate
for the petitioner in CRM-M No.53826 of 2019.

Mr. Jasdeep Singh, Advocate
for the petitioner in CRM-M No.3827 of 2020.

Mr. Surender Singh, A.A.G., Haryana.

RAJ MOHAN SINGH, J.(Oral)

Vide this common order, CRM-M No.53826 of 2019 and CRM-M No.3827 of 2020 are being decided. Since both the petitions have arisen out of the same FIR, therefore, common facts are being noticed.

Petitioners seek grant of regular bail under Section 439

Cr.P.C in case bearing FIR No.252 dated 18.10.2019, registered under Section 21 of the NDPS Act at Police Station Sadar Sirsa, District Sirsa.

As per prosecution story, 230 grams of heroin was allegedly recovered from accused Parminder @ Bittu, Rajan @ Kucky and Rahul. They further disclosed that they brought the contraband from one Sandy a Nigerian from Delhi.

Learned counsel for the petitioner submitted that recovery is of non-commercial quantity. Petitioners are in custody since 19.10.2019.

Learned State counsel on instructions from SI Amrit Singh submitted that challan has already been presented and charges have been framed. No prosecution witness has been examined so far. Petitioner-Parminder Kumar @ Ladi is also involved in two other NDPS cases in which he is on bail. There is no other case against petitioner-Rahul.

At this stage, without adverting to the merits of the case, I am of the view that petitioners, who are in custody since 19.10.2019 can be enlarged on bail.

In view of above, petition is allowed. Petitioners are ordered to be released on bail, subject to their furnishing adequate bail bonds/surety bonds to the satisfaction of the trial

Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

February 18, 2020

(RAJ MOHAN SINGH)
JUDGE

Atik

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No