

**219-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M No.55379 of 2019
DATE OF DECISION:08.01.2020**

Charanbir @ Chamba

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE LALIT BATRA

Present: Mr. Shalender Mohan, Advocate
for the petitioner.

Mr. Pawan Garg, AAG, Haryana.

LALIT BATRA, J. (Oral)

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-Charanbir @ Chamba in case F.I.R. No.620 dated 14.09.2019 under Sections 20/27-A of NDPS Act, 1985, registered at Police Station City Hansi, District Hisar.

Learned counsel for the petitioner *inter alia* contends that the petitioner is in custody since 14.09.2019 and he is no more required by the Police for any investigation purpose. He further submits that allegedly contraband (Ganja) weighing five kilograms, which is non-commercial quantity, was recovered from the petitioner. He further submits that after completion of investigation, challan has already been presented in the Court and trial has already commenced. He further urges that since trial of the case would take sufficient time to conclude, no

useful purpose would be served by keeping the petitioner (accused) in custody further and he may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 14.09.2019; that challan has already been presented against the petitioner in the Court; that trial has already commenced; that since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, he deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Charanbir @ Chamba** is allowed and he is ordered to be released on bail on his furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Hisar, as the case may be.

(LALIT BATRA)
JUDGE

08.01.2020
rimpal

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No