

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

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**CRM-M No. 305 of 2021
Date of decision : 11.01.2021**

Mohan Lal

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. Balraj Gujjar, Advocate
for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana
for respondent-State.

HARINDER SINGH SIDHU, J.

The case is taken up through video conferencing on account of COVID-19.

The petitioner has filed the present petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No. 286 dated 05.08.2020 registered under Sections 15 and 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Sadar Fatehabad, District Fatehabad.

As per the allegation made in the FIR, 4.800 Kg of poppy straw and 500 grams of opium were recovered from the petitioner.

Learned counsel for the petitioner states that the petitioner is in custody since 05.08.2020. He remained on interim bail as FSL Report had not been presented from 16.11.2020 to 15.12.2020, when he surrendered. He is in custody since then. Investigation in the case is complete and challan has been presented. He further states that recovery admittedly is not commercial.

The trial of case is not making any headway because of COVID -19 pandemic. No useful purpose will be served by keeping the petitioner behind the bars till the conclusion of trial.

Without commenting anything on the merits of the case and also bearing in mind the custody period of the petitioner, this criminal miscellaneous petition is allowed and the petitioner-Mohan Lal ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

11.01.2021

Rajeev (rvs)

(HARINDER SINGH SIDHU)
JUDGE

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