

215-2

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.7862 of 2021

Date of Decision: 27.04.2021

JOGA ALIAS JOGA RAM

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Priyavarat Parashar, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, Asstt. A.G., Haryana.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.200 dated 04.12.2020, registered under Section 21(b) of the NDPS Act at Police Station Guhla, Haryana.

Learned counsel for the petitioner submitted that the petitioner was nominated in the disclosure statements of co-accused namely Gurdhayan Singh son of Raj Kumar and Gurdhayan Singh son of Puran Singh. Recovery of 10.15 grams of smack was effected from Gurdhayan Singh son of Puran Singh. Both the co-accused have been granted regular bail by

the Court of Sessions vide order dated 24.02.2021 and 02.02.2021 respectively.

Learned State counsel however opposed the bail on the ground that the petitioner has been named by the co-accused and he has antecedent behaviour of criminal activity. FSL report has not been received so far.

Petitioner has been named on the basis of disclosure statements of co-accused and is in custody since 04.12.2020 and after framing of charges, no PW has been examined so far. Trial of the case may take some time in its culmination.

Looking to the aforesaid facts and in view of the situation arising out due to COVID-19 pandemic and without adverting to the merits of the case, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

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

(RAJ MOHAN SINGH)
JUDGE

April 27, 2021

Atik

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No