

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-8084-2021 (O & M)
Date of Decision: March 19, 2021

GAURAV KHANDUJA

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.R.S. Mamli, Advocate for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking regular bail in FIR No.07 dated 18.01.2021, under Section 22(c) of the NDPS Act, 1985 (Section 27-A of the NDPS Act added subsequently), registered at Police Station Sadar Tohana, District Fatehabad.

Learned counsel for the petitioner contends that the petitioner is neither named in the FIR nor any recovery has been effected from him. The petitioner has been arraigned as an accused on the statement of co-accused from whom tramadol tablets with a total weight of 447 grams was allegedly effected. The petitioner is not involved in any other case under the NDPS Act. He is in custody for almost 02 months.

Learned State counsel upon instructions from ASI Surinder Singh has not been able to controvert the submissions of the learned counsel for the petitioner that no recovery has been effected from the petitioner.

In view of the above, especially when no recovery has been effected from the petitioner, he is not involved in any other case under the NDPS Act, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

March 19, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No