

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

Criminal Misc.-M No.9961 of 2020 (O&M)
Date of Decision: August 17, 2021

Kanta

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sanchit Punia, Advocate,
for the petitioner.

Mr.Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail, pending trial in case FIR No.719 dated 29.12.2018, under Sections 20, 27A/61/85 N.D.P.S.Act, 1985, registered at Police Station, City Hansi, District Hisar.

As per the FIR, on 29.12.2018, accused persons were found in possession of 30 kgs. of Ganja without any permit or licence.

Learned counsel for the petitioner has argued that the alleged recovery of 30 kgs.of Ganja was effected from the railway station and in the given facts, the conscious possession of the petitioner would be debatable. He submits that the petitioner is in custody for the last approximately three years, therefore, she be released on bail.

On the other hand, learned State counsel, assisted by ASI Bhan

Singh, has stated that the prosecution has already examined nine witnesses out of total thirteen witnesses and the trial is at the fag-end and the court has issued non-bailable warrants for the presence of the witnesses. He states that the case is now coming up before the trial court for recording the prosecution evidence on 07.09.2021.

Considering the nature of the offence, stage of the trial, this court does not find it to be a fit case for release of the petitioner on regular bail.

Dismissed.

August 17, 2021
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No