

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

215

CRM-M-19260-2021

Date of Decision: 24.05.2021

Ramesh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Amit Choudhary, Advocate,
for the petitioner.

Mr. G. S. Chinna, AAG, Haryana
assisted by ASI Raja Ram.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered against him vide FIR No.173 dated 13.05.2020 at Police Station Sadar Fatehabad, District Fatehabad, under Section 18/27A/31/61/85 of the NDPS Act; Sections 188 and 269 IPC and Section 51(b) of the Disaster Management Act, wherein it is alleged that the petitioner was found in possession of 1 Kg. & 45 grams of opium on 13.05.2020.
2. Learned counsel for the petitioner has submitted that the quantity of contraband allegedly recovered from the petitioner would fall in intermediate quantity and as such, keeping in view the fact that conclusion of trial is likely to consume time, he may be extended the benefit of bail.

3. Opposing the petition, learned State counsel has pointed out that since the petitioner stands convicted in two other cases registered under NDPS Act, no case for grant of bail is made out.
4. I have considered rival submissions addressed before this Court.
5. Having regard to the facts and circumstances of the case and while noticing that despite a period of one year having been elapsed, even the charges have not been framed, further detention of the petitioner will not serve any useful purpose especially since it is a case of recovery of intermediate quantity of contraband. The petition, as such, is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

20.05.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**