

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-24212-2021

DATE OF DECISION: 01.07.2021

SANDEEP KUMAR

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vijay Pal, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking regular bail in FIR No.18 dated 28.01.2021, under Section 18 of the NDPS Act, registered at Police Station Bhuna, District Fatehabad, Haryana.

Learned counsel for the petitioner contends that the alleged recovery, which is effected from the petitioner and the co-accused is 1 kg opium, which is below the threshold of 2.5 kg as commercial quantity. The petitioner is in custody for over 5 months and is not involved in any case under the NDPS Act.

Learned State counsel, upon instructions from Inspector Kapil, contends that challan has been filed but no prosecution witness has been examined.

Heard.

In view of the above, especially when the recovery is of non-commercial quantity, the petitioner is in custody for over 5 months, the 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 instant 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

01.07.2021

SwarnjitS

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