

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

(Sr. No. 217)

CRM-M No. 20428 of 2020

Date of decision : 15.03.2021

Ravinder Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Arpandeeep Narula, Advocate for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 439 Cr.P.C.
for the grant of regular bail in FIR No.60 dated 29.01.2020 under Section
22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered
at Police Station City Sirsa, district Sirsa.

The petitioner is being prosecuted for having been found in
illegal possession of 629 grams of Tramadol.

Learned counsel for the petitioner submits that the petitioner who
is a young man of 24 years has been falsely implicated in the case; no recovery
has been effected from his person; he is in custody for the last about one year;
the petitioner has no other criminal case pending against him; report under
Section 173 Cr.P.C. has already been filed and therefore the petitioner is
not in a position to influence the investigation; during the time the petitioner
was granted interim bail he has not misused such concession and that 10

prosecution witnesses still remain to be examined in the petitioner's trial and therefore the same will take a long time to conclude.

Learned State counsel opposes the grant of bail to the petitioner on the ground that the petitioner was found in illegal possession of 629 grams of Tramadol and if he is released on bail he may indulge in similar offences.

The petitioner is a young man of 24 years; he is in custody for the last about one year; there is no other criminal case pending against him; while on interim bail he has not misused such concession; 10 prosecution witnesses still remain to be examined in petitioner's trial and thus the same is likely to take a long time to conclude.

In view of the above, the present case is considered to be a fit one in which the petitioner be directed to be released on regular bail. Resultantly, subject to the satisfaction of the CJM/Duty Magistrate, Sirsa, the petitioner is directed to be released on bail.

It is clarified that the above observations have been made only for the limited purpose of deciding the present regular bail application and the same would not be construed to be an expression of opinion on the merits of the case.

15.03.2021

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No