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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(Through video-conferencing)

CRM-M No.26130 of 2021

Date of Decision: 22.07.2021

JITENDER KUMAR

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Namit Khurana, Advocate
for the petitioner.

Mr. Praveen Bhadu, Asstt. A.G., Haryana.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.14 dated 06.01.2021, registered under Sections 21(C) and 22(C) of the NDPS Act at Police Station Assandh, District Karnal.

Petitioner has been nominated on the basis of disclosure statement of co-accused Gurbachan Singh from whom 220 capsules of Tramadol 50 MG and 390 tablets of Alprazolam 0.50 were recovered. Total weight of 220 capsules of Tramadol was found to be 72.6 grams and total weight of 390 tablets of Alprazolam was found to be 46.8 grams. Both the categories of contraband fall under non-commercial quantity as

per Entry No.238 ZH and 178 of the Schedule.

Vide order of even date passed in CRM-M No.16449 of 2021, co-accused Gurbachan Singh has been granted regular bail.

Since the petitioner has been implicated solely on the basis of disclosure statement of co-accused Gurbachan Singh, therefore, petitioner seeks grant of regular bail.

Learned State counsel however opposed the bail, but the factum of involvement of the petitioner on the basis of disclosure statement of co-accused could not be disputed.

Having heard learned counsel for the parties and in view of the facts and circumstances of the case, I deem it appropriate to enlarge the petitioner on regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

(RAJ MOHAN SINGH)
JUDGE

July 22, 2021

Atik

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No