

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

**CRM-M No.33970 of 2021
Date of Decision:-25.10.2021**

Deepak

.....Petitioner.

Versus

State of Haryana

.....Respondent.

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Vishal Kashyap, D.A.G, Haryana.

MEENAKSHI I. MEHTA, J.(Oral)

The petitioner herein has sought the relief of regular bail in the criminal case pertaining to the FIR bearing No.117 dated 09.05.2021 registered at Police Station Kalayat, District Kaithal, under Section 20(b) of the Narcotic Drugs and Psychotropic Substances Act, 1985, with the allegations of his having been found in possession of 8.060 Kgs. of *Ganja*.

Learned State counsel has forwarded the copies of the *Pairvi* report as well as of the FSL report to this Court through the “*WhatsApp Group for Video-Conferencing*” and these documents are taken on the record. As per the FSL report, the sample of the contraband has been identified as *Ganja*.

I have heard learned counsel for the petitioner as well as learned State counsel in the present petition and have also perused the file thoroughly.

Learned counsel for the petitioner contends that the petitioner is behind the bars since 09.05.2021 and the quantity of the contraband, i.e *Ganja*, as allegedly recovered from his possession, falls within the category of “non-commercial/inter-mediate” quantity and the Challan has already been presented in the Court and even the charges have also been framed and in these circumstances, the petitioner deserves the relief as prayed for in the instant petition.

Learned State counsel does not dispute the above-referred factual position but he opposes the prayer of the petitioner on the ground of the nature of the offence as alleged to have been committed by him.

Keeping in view the above-discussed factual position as well as the fact that the trial of the case is likely to take sufficient time to conclude and without commenting or expressing any opinion on the merits of the case, the petitioner named Deepak is ordered to be released on regular bail subject to his furnishing the personal as well as surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

The petition in hand stands allowed accordingly.

October 25, 2021
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*