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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-32948-2021 in/and
CRM-M-37108-2021

Date of Decision: 1st December, 2021

Manish

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. B.K. Saini, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana
for the respondent-State.

AVNEESH JHINGAN , J.(Oral)

CRM-32948-2021:-

This is an application for preponement of hearing in the main case.

Since the main case is listed today, the prayer made in the application renders infructuous.

The application is disposed of as infructuous.

Main Case:-

1. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No.149, dated 26.03.2021, under Sections 21(b) and 29 of the NDPS Act, 1985, registered at Police Station Pundri, District Kaithal.

2. The brief facts of the case are that on 26th March, 2021, police received a secret information that Gaurav Rana @ Gora is indulging in sale of intoxicating substances and was travelling in a car bearing registration

checked. Thirteen grams of smack was recovered from possession of Gaurav Rana. During his interrogation he named the petitioner as a seller of the contraband.

3. Learned counsel for the petitioner submits that no recovery was made from the petitioner. He was named in the disclosure statement and investigation is complete and petitioner is in custody since 28.04.2021.

4. Learned State counsel opposes the prayer for grant of regular bail and submits that the petitioner is involved in two more cases.

5. Learned counsel for the petitioner submits that petitioner was acquitted in one case and was granted bail in the other case.

6. Mere involvement of petitioner in other cases would not be in itself a ground to deprive him of personal liberty. Considering the facts that investigation is complete and conclusion of trial is likely to take time, the petitioner is granted bail subject to furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petition is allowed.

8. However, it is clarified that nothing stated hereinabove shall be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

1st December, 2021
Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No