

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

110

CRM-M-33824-2020

Date of Decision:18.02.2021

PARMENDER

.....Petitioner

Versus

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Vikas Kumar, Advocate,
for the petitioner.**

Mr. Bhupender Singh, D. A.G., Haryana.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.0284 dated 28.08.2020 under Sections 21(2), 22(2), 21(b) and 22(b) of the NDPS Act, 1985 registered at Police Station Siwani, District Bhiwani.

Learned counsel for the petitioner submits that there are no such details as mentioned in the FIR or in the challan as regards the batch numbers or other details regarding the contraband. He further submits that the alleged recovery in the case is non-commercial and even FSL report has not been received. The petitioner is in custody since 28.08.2020 and the trial in the case is not likely to be concluded in the near future.

Learned State counsel, on instructions from ASI Ramesh

FSL report in the case has not been received.

Heard learned counsel for the parties.

The petitioner is in custody since 28.08.2020. Challan in the case has been presented, but charges have not yet been framed. Trial in the case is not likely to be concluded in the near future, thus, this Court deems it appropriate to admit the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

However, the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

It is made clear that, in case, the petitioner is found indulged in any other case under the NDPS Act, the State shall be at liberty to seek cancellation of his bail in the present petition.

February 18, 2021
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No