

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

249

CRM-M No.36773 of 2020

Date of Decision: October 04, 2021

Sunil

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Jasvir Singh Dhaliwal, Advocate for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

SUDIP AHLUWALIA J. (ORAL)

Fresh Power of Attorney on behalf of the petitioner has been filed.

2. The instant Petition has been filed under Section 439 of the Code of Criminal Procedure seeking Regular Bail on behalf of the Petitioner in case FIR No.96, dated 21.03.2020, registered under Sections 21(C)/27-A/29 of NDPS Act, 1985 at Police Station Bhauna, District Fatehbad.

3. The petitioner has remained in detention for more than one and half year since 21.03.2020.

4. Ld. Counsel for the petitioner submits that no recovery of contraband has actually been effected from the petitioner. He was travelling in the car in which recovery of contraband was effected from the presence of co-accused Gurjeet Singh. There is no involvement of the petitioner in other case under the NDPS Act. Trial is yet to commence and even the charges have not

been framed. At this stage, further detention of the petitioner for an indefinite period is not required.

5. In the circumstances, without commenting upon the other merits of the case and keeping in view the fact that the trial is likely to take a considerable time to conclude in view of the on-going Covid-19 Pandemic, at this stage, this Court is of the opinion that further detention of the Petitioner for an indefinite period is not justified. As such, he is ordered to be released on bail subject to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.

6. Disposed off.

(SUDIP AHLUWALIA)
JUDGE

October 04, 2021
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Whether speaking/reasoned:	Yes/No.
Whether reportable:	Yes/No