

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

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**CRM-M-39454-2020(O&M)
Date of decision : 14.01.2021.**

Paramjit @ Pamma @ Chhibar

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Jagjit Singh Gill, Advocate for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

ALKA SARIN, J. (ORAL)

Heard through video conferencing.

This is a petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in FIR No.214 dated 02.09.2020 under Sections 15, 16 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Kalanwali, District Sirsa.

Learned counsel for the petitioner would contend that the petitioner has been in custody since 02.09.2020 and that recovery from him is 09 kg of poppy-husk, which is non-commercial in nature. Learned counsel for the petitioner would further contend that the petitioner has falsely been implicated in the case. He further contends that out of the three cases against him, in two of the cases he has been acquitted and in one remaining case he is on bail.

Learned State counsel, on instructions from ASI Raj Kumar, has stated the challan in the present case has been presented. Learned counsel has further pointed out that there is one more case pending against the petitioner, however the petitioner is on bail in the said case. In

the other two cases, the petitioner stands acquitted.

I have heard learned counsel for the parties.

In view of the above without commenting on the merits of the case and keeping in mind that the petitioner has been in custody since 02.09.2020 as also the fact that the trial is unlikely to conclude in the near future in view of the current scenario in the wake of the outbreak of the COVID-19 pandemic, I deem this to be a fit case to direct the release of the petitioner on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Trial Court/Duty Magistrate concerned.

However, the Prosecution will always be at liberty to apply for cancellation of bail in case the petitioner is found to be misusing the concession of bail in any manner.

It is also made clear that any observation made herein shall not be treated as an expression of opinion on the merits of the case.

Disposed off.

January 14, 2021

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NOTE:

Whether speaking/non-speaking: Yes/No

Whether reportable: Yes/No

(ALKA SARIN)

JUDGE