

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

CRM-M-52376-2021

Date of Decision: 21st December, 2021

Vipin @ Bunty

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Sanchit Punia, Advocate for the petitioner.

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

AVNEESH JHINGAN , J.(Oral)

1. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 515, dated 25.9.2021, under Sections 20, 27 and 61 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act') registered at Police Station Bhiwani City, District Bhiwani.

2. The brief facts are that the police on 25.9.2021, acting on a secret information, checked vehicle No. HR-16K-3868. The vehicle was driven by Vipin @ Bunty (petitioner) and *Ganja* weighing 6 kilograms and 800 grams was recovered from the car. In the disclosure statement, the driver disclosed that the recovered *Ganja* was purchased from Harinder Singh, Sombir and Ravinder.

3. Learned counsel for the petitioner submits that petitioner is in custody since September, 2021, investigation is complete, recovery from the petitioner is of non commercial quantity and he is not involved in any other case under the Act. He further relies upon the fact that co-accused was granted bail by this Court.

4. Learned State counsel opposes the prayer for grant of regular bail and submits that petitioner is involved in one more case under Section 323 IPC.
5. Considering that recovery made from the petitioner is of non-commercial quantity, he is not involved in any other case under the Act, investigation is complete and conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.
6. The petition is allowed.
7. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

(AVNEESH JHINGAN)
JUDGE

21st December, 2021
Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No