

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

CRM-M-52751-2021 (O&M)

Date of decision: 22.12.2021

Gurmej

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ashwani Gaur, Advocate for the petitioner.

Mr. Surender Singh, AAG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.326 dated 07.08.2021 registered under Section 20 of the NDPS Act, 1985, at Police Station Industrial, Sector-29, Panipat.

Learned counsel for the petitioner submits that three women and five men were standing on the bus stand, when the alleged raid was conducted; that from the petitioner the alleged recovery of 14 k.g. *ganja* was effected; that the petitioner has been in custody since 07.08.2021 and that there is no other case registered and/or pending against the petitioner. Co-

accused Premo has already been granted regular bail vide order dated 13.12.2021 passed by this Court.

On the other hand, while opposing the prayer for grant of regular bail to the petitioner, learned State counsel does not dispute the custody period of the petitioner. He, however, submits that total recovery of 106 k.g. *ganja* was effected from all the eight persons, who were standing on the bus stand. He further submits that prosecution witnesses are yet to be examined.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 07.08.2021. Co-accused Premo is on regular bail. Recovery has already been effected. Prosecution witnesses are yet to be examined. In such circumstances, the trial of the case would take a long time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

I have heard the learned counsel for the parties.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

22.12.2021

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No