

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

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CRM-M-5008-2022 (O&M)

Date of Decision: 20.04.2022

UDAYVEER SINGH

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Parminder Singh, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

HARNARESH SINGH GILL, J.(Oral)

Through this petition, the petitioner seeks regular bail in case bearing FIR No.986 dated 25.12.2021, registered under Section 20 of the NDPS Act, at Police Station City Karnal, District Karnal, Haryana.

Status report by way of an affidavit dated 15.04.2022 of the Deputy Superintendent of Police (City), Karnala, filed on behalf of the respondent-State, in the Court, is taken on record.

Learned counsel for the petitioner submits that the petitioner is a student of B.Com and pursuing Architect Auto CAD; that the petitioner has been in custody since 25.12.2021; that the alleged recovery of 465 grams Charas (sulpha) has been effected from the petitioner, which is non-commercial quantity and that there is no other case registered and/or pending against the petitioner.

Per contra, 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 post presentation of the challan, the charges are yet to be framed.

I have heard the learned counsel for the parties.

The petitioner is pursuing Architect Auto CAD, who has been in custody since 25.12.2021. There is no other case registered and/or pending against the petitioner. Recovery effected from the petitioner is non-commercial quantity. Charges are yet to be framed and prosecution evidence is to commence. 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.

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

20.04.2022

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>