

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Date of Decision: 12th May, 2022

1. CRM-M-48824 of 2021

Shah Aalam

Petitioner

Versus

State of Haryana

Respondent

2. CRM-M-7796 of 2022

Akhilad @ Ali

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Namit Khurana, Advocate for the petitioner in
CRM-M-48824 of 2021.
Mr. Abdul Aziz, Advocate for the petitioner in CRM-M-7796
of 2022.
Ms. Geeta Sharma, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

These petitions are filed under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No.356 dated 8.5.2021, under Sections 17-B(c), 18-A, 18(a) (i), 18(c), 27(B)(c)(ii), 28 of Drugs and Cosmetics Act, 1940 and 3 and 7 of the Essential Commodities Act, 1955 and 120-B, 420, 467, 468, 471 IPC, registered at Police Station Yamuna Nagar City, District Yamuna Nagar.

The allegation in the FIR is that the petitioners forged the labels of antibiotic injections and supplied the same as Remdesivir injections.

Learned counsel for the petitioner-Shah Aalam submits that the petitioner is not named in the FIR, he was nominated on the basis of disclosure statement, currency was recovered from him in another FIR, he is in custody since 13.9.2021. He further relies upon the fact that co-accused were granted bail by this court.

Learned counsel for the petitioner-Akhilad @ Ali submits that the petitioner is not named in the FIR, he was nominated on the basis of disclosure statement, currency was recovered from him in another FIR, he is in custody since 9.5.2021. He further relies upon the fact that co-accused were granted bail by this court.

Learned State counsel opposes the prayer for grant of bail and submits that it is a crime against humanity. When the world was facing the Pandemic situation, in which the person like the petitioners were out to encash the situation. She on instructions submits that the challan stands presented and investigation is complete. She further submits that forged labels and one laptop were recovered from the petitioner.

Petitioner was named in disclosure statement. Recovery from the petitioners is in another FIR. Investigation is complete, conclusion of trial is likely to take time. Co-accused were granted bail by this Court. No useful purpose would be served by keeping the petitioners behind bars, bail is granted to the petitioners on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petitions are allowed.

It is clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

Photocopy of the order be placed on the file of connected case.

[AVNEESH JHINGAN]
JUDGE

12th May, 2022
mk

1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No