

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-13544-2022

Date of Decision: 5.4.2022

Vikash

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sudhir Rana, Advocate
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana.

KARAMJIT SINGH, J.

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.270 dated 26.11.2021 registered for the offences punishable under Sections 21 of NDPS Act at Police Station Munak, District Karnal.

Counsel for the petitioner submitted that as per case of the prosecution, 6.62 grams of smack was recovered from the possession of the petitioner on 26.11.2021 and since then, the petitioner is in custody. He further submitted that as per aforesaid alleged recovery, the case of the petitioner comes under non-commercial quantity of contraband. So, he made prayer for grant of regular bail to the petitioner.

On the other hand, State counsel contended that the petitioner is also facing one another case under Section 21 of NDPS Act in which he has already been released on bail.

Admittedly, the present case relating to recovery of 6.62 grams

petitioner is in custody since 26.11.2021. After completion of investigation, challan has already been presented before the Court concerned. No doubt, the petitioner is also facing one another criminal case under NDPS Act but he has already been granted bail in that case.

It will take time for conclusion of trial. Thus, no useful purpose is going to be served by keeping the petitioner in custody for any further period.

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

April 5, 2022

Paritosh Kumar

**(KARAMJIT SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No