

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

**CRM-M-14749-2022
Date of decision: 19.04.2022**

Manoj Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Simranjeet Singh, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 374 dated 27.09.2019, registered under Section 22(c) of the Narcotic Drugs & Psychotropic Substances Act, 1985 at Police Station Sadar Fatehabad.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of ASI Kuldeep Singh, it is stated that while on patrol duty, he apprehended the petitioner on suspicion of carrying intoxicant substance. Thereafter, he was given a notice under Section 50 of the NDPS Act and the DSP was called at the spot and in his presence, 590 intoxicant tablets were recovered.

Learned counsel further submits that the petitioner is in judicial custody for the last 01 year, 07 months and 14 days; he is not involved in any other case and vide order dated 07.01.2021 passed in CRM-M-5762-2020, the petitioner was granted the concession of interim bail as the trial

was not proceeding due to COVID-19 situation and after availing the same, he has surrendered in time.

Learned counsel further submits that conclusion of trial is likely to take a long time as out of total 14 prosecution witnesses, none has been examined so far.

Learned State counsel has filed the custody certificate and has not disputed the aforesaid facts.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the aforesaid facts as well as the submissions of learned counsel for the parties, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

19.04.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No