

Date of Decision: 28th April, 2022

Petitioner

State of Haryana

Respondent

Present: Mr. V.B. Godara, Advocate for the petitioner.

Ms. Dimple Jain, Assistant Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

1. Petitioner seeks regular bail in FIR No. 21, dated 23rd January, 2022, under Section 20 of Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act'), registered at Police Station Bhattu Kalan, District Fatehabad.
2. As per the case set up, on 23rd January, 2022, petitioner was apprehended by the police party and three kilogram and hundred grams of *Ganja* was recovered from him. Petitioner disclosed that recovered contraband was purchased from Purshotam @ Potam.
3. Learned counsel for the petitioner submits that it is a case of false implication due to petitioner's involvement in another case under the Act. The contention is that recovery from the petitioner was of non-commercial quantity and he is in custody since 23rd January, 2022. Investigation is complete.
4. Learned State counsel opposes the prayer for grant of regular

bail and submits that petitioner is involved in two more FIRs and one FIR is under the Act. She further submits that challan stands presented.

5. Without commenting upon the merits of the case, considering the nature and quantity of the recovery and that albeit, the investigation is complete but conclusion of the trial is likely to take time, petitioner is subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.

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

[AVNEESH JHINGAN]
JUDGE

28th April, 2022

Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No