

CRM-M-20141-2021

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

CRM-M-20141-2021
Date of Decision: 21.01.2022

KARNAIL SINGH @ KELU

... Petitioner

Versus

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr.G.S Sidhu, Advocate,
for the petitioner.

Mr. Surender Singh Pannu, DAG, Haryana.

(Through Video Conferencing)

HARNARESH SINGH GILL, J.(Oral)

Prayer in the present petition is for grant of regular bail to the petitioner in case bearing FIR No.07 dated 08.01.2020 registered under Section 22 of NDPS Act 1985, at Police Station Civil Lines, Sirsa District Sirsa.

Learned counsel for the petitioner states that recovery of 12200 tablets of tramadol hydrochloride was allegedly effected from the petitioner and co-accused-Sonu; that the further allegations are that they had purchased the same from Malkit Singh and Sunil; that said Malkit and Sunil have not been arraigned as accused in the FIR and that the petitioner has been in custody since 08.01.2020.

On the other hand, learned State counsel submits that the

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recovery effected from the petitioner and co-accused Sonu, falls under the commercial quantity and therefore, the petitioner is not entitled to the concession of bail. He, however, does not dispute the custody period of the petitioner.

I have heard learned counsel for the parties.

The petitioner has been in custody since 08.01.2020. There is no other case registered or pending against the petitioner. The challan has already been presented but out of total 18 prosecution witnesses, none has been examined so far. The trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

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

(HARNARESH SINGH GILL)
JUDGE

21.01.2022
Amandeep

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No