

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

CRM-M-28024 of 2021 (O&M)

DECIDED ON:18th April, 2022

Deepak @ Deepu

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Lupil Gupta, Advocate for petitioner.

Ms. Dimple Jain, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

This petition under Section 439 Cr.P.C. is filed seeking regular bail in case of FIR No.240 dated 27.9.2020, under Section 22(b) of NDPS Act, registered at Police Station Kalanwali, District Sirsa.

As per the prosecution, on 27.9.2020, Jagjeet Singh @ Jiti was apprehended near the bus stand of village Kewal at Dadu road. On search 370 tablets of Tramadol Hydrochloride were recovered. In his disclosure statement he named the petitioner as seller of the recovered contraband.

Learned counsel for the petitioner submits that the petitioner is in custody since 2.12.2020. No recovery was made from the petitioner. He has been falsely implicated due to his involvement in earlier cases of NDPS Act, in which also he was named on disclosure statement. Contention is that the investigation is complete.

Learned State counsel opposes the prayer for bail and submits that the petitioner is involved in two more cases under NDPS Act.

The petitioner was not apprehended from the spot. His name surfaced in disclosure statement. No recovery was made from the petitioner, albeit the investigation is complete conclusion of trial is likely to take time and involvement of petitioner in other cases itself would not be a ground to deprive his personal liberty, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

18th April, 2022
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>