

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

**CRM-M-25770-2022**

**Date of decision:05.07.2022**

Mange Ram @ Mangal

...Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present:- Mr. Jashandeep Singh Sandhu, Advocate,  
for the petitioner.

Mr. Pawan Kumar Jhanda, AAG, Haryana.

**HARNARESH SINGH GILL, J. (ORAL)**

Through this petition, the petitioner seeks regular bail in case FIR No.168 dated 25.07.2016, registered at Police Station Jakhal, District Fatehabad, under Sections 21(b) and 27-A NDPS Act, 1985.

Learned counsel for the petitioner contends that recovery of contraband allegedly effected from the petitioner, falls under the non-commercial quantity; that the petitioner was earlier granted the concession of regular bail by the learned Addl. Sessions Judge, Fatehabad, that however, on 24.03.2021, due to some unavoidable circumstances, the petitioner absented himself from the court proceedings and, therefore, his bail was cancelled and bonds were forfeited to the State; that absence of the petitioner from the court proceedings were not intentional; that the petitioner himself surrendered before the trial Court on 30.09.2021 and since then, he has been in custody, and that there is no other case registered or pending against him, at least of similar nature.

On the other hand, learned State counsel submits that though

recovery of contraband effected from the petitioner, falls under the non-

commercial quantity, yet the fact remains that the petitioner had been absconding for six months from the process of law.

I have heard the learned counsel for the parties.

Admittedly, the recovery of contraband effected from the petitioner, falls under the non-commercial quantity. There is no other case registered or pending against the petitioner, at least of the similar nature. The prosecution witnesses are yet to be examined. Trial is unlikely to conclude any time soon. 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.

**05.07.2022**  
parveen kumar

**(HARNARESH SINGH GILL)**  
**JUDGE**

|                            |        |
|----------------------------|--------|
| Whether reasoned/speaking? | Yes/No |
| Whether reportable?        | Yes/No |