

CRM-M-41331-2021

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

CRM-M-41331-2021

Date of decision: 06.01.2022

Pardeep Kumar

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Satbir Singh Gill, Advocate,
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.24 dated 21.01.2021, registered at Police Station Rania, District Sirsa, under Section 22 NDPS Act, 1985.

Learned counsel for the petitioner submits that the alleged recovery of 380 capsules of Tramadol Hydrochloride, effected from the petitioner, falls under the non-commercial quantity; that the petitioner has been in custody since 21.01.2021, and that there is no other case registered or pending against the petitioner, at least of a similar nature. On this premise, the learned counsel prays that the petitioner be released on bail.

On the other hand, learned State counsel opposes the prayer made in the present petition. However, he does not dispute the fact that the recovery effected in the present case falls under the non-commercial

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quantity. The challan stands presented.

I have heard the learned counsel for the parties.

The alleged recovery effected from the petitioner falls under the non-commercial quantity. The challan stands presented. The petitioner has been in custody since 21.01.2021. Trial of the case would take time to conclude. Moreover, there is no other case registered or pending against the petitioner, at least of a similar nature. 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.

06.01.2022

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No