

CRM-M-5635 of 2023

Date of Decision: February 08, 2023

Dalip ...Petitioner
Versus
State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Naveen Siwach, Advocate for Mr. J.S. Saneta,
Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 439 Cr.P.C, petitioner prays for grant of regular bail in case FIR No.148 dated 30.03.2022 registered under Section 20(B)(II) C/27-A/61-85 of Narcotics Drugs and Psychotropic Substances Act, 1985.

Allegations as per the FIR are that 535 kg of ganja in 18 bags was recovered on 30.03.2022 from Ramphal and Bal Kishan. On the date of recovery, Ramphal made disclosure statement not revealing the name of anybody. However, he made supplementary statement on 03.04.2022 (Annexure P.3) revealing that he, co-accused Bal Kishan along with Sunder and Tugal had to supply ganja to Dalip, i.e. petitioner.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana, accepts notice on behalf of the respondent- State. It is conceded case that no recovery has been effected from the petitioner. Petitioner is in custody since 01.06.2022 i.e. for the last more than seven months.

Having regard to the aforesaid factual position but without commenting anything on the merits of the case, the present petition is allowed. Petitioner is admitted to bail on his furnishing personal bail

bonds and surety bonds to the satisfaction of learned Chief Judicial
Magistrate/ Duty Magistrate concerned.

February 08, 2023
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(DEEPAK GUPTA)
JUDGE

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