

CRM-M-23045 of 2023
Date of Decision: July 12, 2023

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

The present petition has been filed under Section 439 Cr.P.C for grant of regular bail in case FIR No.232 dated 21.04.2021 registered under Sections 20, 25 and 29 of NDPS Act, 1985 and 34, 201, 216 IPC at Police Station Samalkha, Panipat, Haryana.

As per prosecution, 29 kg. 465 grams ganja was recovered from co-accused Shakil. In his disclosure statement suffered by him, Canter carrying ganjapatti was also recovered. It is also stated in disclosure statement that petitioner and Jamil son of Khilari @ Galheri had sent them to Andhra Pradesh to bring ganja and had provided money to them.

Contention of learned counsel for the petitioner is that similarly placed co-accused Jamil has already been allowed bail by this Court vide order dated 22.04.2022 passed in CRM-M-7046-2022.

Learned State Counsel does not dispute the fact that role of the petitioner is same as that of Jamil.

As per custody certificate, petitioner is in custody for the last 04 months and 24 days. He is not involved in any other case of the similar nature.

Having regard to the afore-said facts, particularly on the basis of parity, but without commenting anything further on the merits of the case, the petitioner is admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate/ Duty Magistrate concerned.

Disposed of.

July 12, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No