2023:PHHC:080241

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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205 **CRM-M-27291-2023 (O&M)**
Date of Decision.:01.06.2023

Gurmeet Ram @ Gurmeet Singh @ Baba @ Bava .....Petitioner
Vs.
State of Haryana .....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ajay Kumar Rana, Advocate for the petitioner.

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DEEPAK GUPTA, J. (ORAL)

CRM-24396-2023:

This is an application under Section 482 Cr.P.C. for exemption from filing the certified/true typed copies, small font, legible copies and single space of Annexure P-1 to Annexure P-2 and permission be granted to place on record true typed/photostat copies of the same.

2. Allowed as prayed for.

3. True typed/photostat copies of Annexure P-1 to Annexure P-2 are taken on record.

CRM-M-27291-2023:

4. The petitioner is seeking regular bail by way of this petition under Section 439 Cr.P.C in case FIR No.65 dated 28.03.2023 registered under Sections 18(b)/(c) NDPS Act registered at Police Station Sadar Tohana, District Fatehabad.

5. As per the prosecution allegations, 96 grams of opium from co-accused Bittu and 77 grams of opium from petitioner Gurmeet Singh was

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recovered from their conscious possession on 28.03.2023. As per the disclosure statement, both of them have purchased 175 grams of opium from one Jaib, who has not been arrested so far.

6. It is contended by learned counsel for the petitioner that petitioner has been falsely implicated; that recovered quantity of contraband falls in the intermediate category and that he has no criminal antecedents.

7. Notice of motion.

8. Mr. Parveen Kumar Aggarwal, DAG, Haryana, accepts notice on behalf of respondent-State. Factual position is not disputed by learned State counsel to the effect that recovered quantity of contraband falls within the intermediate category.

9. Custody certificate placed on record by learned State counsel reveals that petitioner is in custody in this case for the last 2 months and 3 days with no criminal antecedents. Trial may take time to conclude.

10. Having regard to the factual position as above but without commenting anything on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

June 01, 2023 **(DEEPAK GUPTA)**
Neetika Tuteja **JUDGE**

Whether Speaking/reasoned Yes/No
Whether Reportable Yes/No

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