

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

CRM-M-28757-2022

Date of Decision: February 13, 2023

Mangal Singh @ Mangli

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. L.S. Sekhon, Advocate for the petitioner.

Mr. Randhir Singh, Addl. A.G., Haryana.

DEEPAK GUPTA, J.(Oral)

By way of this petition under Section 439 Cr.P.C., petitioner is praying for regular bail in case FIR No.61, dated 19.03.2022, registered at Police Station Jakhal, District Fatehabad, under Sections 18 and 31 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Prosecution allegations are that 1 Kg. of opium was recovered from the conscious possession of the petitioner.

As per custody certificate placed on record, petitioner is in custody since 19.03.2022, i.e. for the last almost 11 months. However, custody certificate also reveals that the petitioner is involved in one more FIR in which he was sentenced to undergo imprisonment for 10 years and to pay ₹1,00,000/- as fine.

Learned counsel for the petitioner has placed on record the copy of the order dated 06.01.2015 passed in CRM-33056-2014 in CRA-S-2296-SB-2012, whereby sentence of the petitioner was suspended in that case.

Learned State counsel submits that despite conviction in another offence of the similar nature, petitioner committed the present offence.

Considering the fact that recovery of the contraband involved in this case is of non-commercial quantity and the petitioner is in custody for the last almost 11 months, but without commenting anything further on the merits of the case, the petitioner is admitted to regular bail and he is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Chief Judicial Magistrate concerned.

Allowed.

February 13, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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