

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

311

CRM-M-34088-2023
Date of Decision.:30.10.2023

Vijay
Vs.
State of Haryana

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sunil Saharan, Advocate
for the petitioner.

Mr. Vipul Sherwal, AAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.13 dated 17.01.2023 registered under Section 20B(ii) and 29 of NDPS Act, 1985 registered at Police Station Bass, District Hisar.

2. As per the allegations, 7.750 Kg. of Charas was recovered from the possession of co-accused Ram Chander and Geeta, who in their disclosure statement disclosed that contraband was to be supplied to the petitioner. It was also disclosed that petitioner had given an amount of ₹48,000/- and ₹39,000/- through cheques to Kanhaiya for purchasing the contraband.

3. It is contended by learned counsel for the petitioner that petitioner has been falsely implicated; that no recovery was effected from the petitioner; that petitioner has no criminal antecedents and that he is in

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custody since 04.05.2023.

4. Status report has not been filed. However, custody certificate has been filed by learned State counsel, which is taken on record.
5. Learned State counsel does not dispute the fact that no recovery was effected from the petitioner. As per the custody certificate, the petitioner has no criminal antecedents. Petitioner is in custody since 04.05.2023 i.e. for the last approximately 06 months. Trial may take time to conclude.
6. Having regard to the above facts and circumstances, but without commenting anything further 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.

October 30, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

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