

221

2023:PHHC:102078

IN THE HIGH COURT OF PUNJAB & HARYANA

AT CHANDIGARH

CRM-M-37756-2023

Date of decision: 8th August, 2023

Kiran

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Garima Sharma, Advocate for the petitioner.
Mr. Rajiv Sidhu, Deputy Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

1. The present petition has been filed under Section 439 of Cr.P.C. seeking regular bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
157	26 th March, 2023	Parao, Ambala Cantt.	22/29 of NDPS Act, 1985

2. The brief facts are that police party on 26th March, 2023 apprehended Laxman and recovered 72 capsules containing narcotic substances. The co-accused named the petitioner-Kiran as a supplier of the recovered contraband. She was arrested on 2nd May, 2023. The bail is sought on the ground that there is no recovery made from the petitioner or at her instance. She was named in a disclosure statement. Contention is that it is a case of false implication due to her involvement in other cases under the NDPS Act.

3. Learned State counsel opposes the prayer for grant of bail and submits that petitioner was specifically named by the co-accused, however, fairly submits that no recovery was made from her and challan stands presented.

CRM-M-37756-2023

-2-

4. Without commenting upon the merits of the case, having conspectus of the case and considering that no recovery was made from her or at her instance, though the investigation is complete, conclusion of trial is likely to take time, the petitioner is granted bail subject to her furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.
5. The petition is allowed.
6. Since the main case has been allowed, pending application if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

8th August, 2023
Parveen Sharma

- | | | |
|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |