

211 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-41761-2022

DATE OF DECISION:-09.03.2023

Resham

...Petitioner.

Vs.

State of Haryana

...Respondent..

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Jagjit Singh Gill, Advocate,
for the petitioner.

Mr. Sumit Jain, Additional Advocate General, Haryana.

HARKESH MANUJA, J. (ORAL)

By way of present petition filed under Section 438 Cr.P.C., the petitioner prays for grant of pre-arrest bail in case FIR No.0362 dated 09.08.2022, under Section 15 of the NDPS Act, 1985, registered at Police Station Sadar Dabwali, District Sirsa.

Learned counsel for the petitioner submits that in the present case alleged recovery is only 5 kg of poppy pods, which is non-commercial. He further submits that petitioner was implicated only on the basis of disclosure statement made by one of his co-accused, namely, Budh Singh, who was arrested from the spot and thus, pleads that the veracity of the disclosure statement is yet to be ascertained by the trial court during trial.

On the other hand prayer made herein has been opposed at the instance of learned State counsel by submitting that petitioner was involved in two other NDPS cases besides few other cases under Excise Act.

After arguing for some time, learned counsel for the petitioner submits that he does not want to press the present petition as the petitioner is ready to surrender before the trial court within a period of 10 days from today.

In view of the aforesaid, in case, the petitioner surrenders before the trial court within 10 days from today and moves an application for grant of regular bail, the trial court is requested to dispose of the same within a period of next three days.

Disposed of accordingly.

09.03.2023

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(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No