

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

CRM-M-52554-2022

Date of Decision: January 12, 2023

SHUBHAM @ SUBHI

....Petitioner

VERSUS

STATE OF HARYANA

....Respondent

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Vikas Bishnoi Godara, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

SANDEEP MOUDGIL, J.(ORAL)

This petition has been filed by the petitioner under Section 439 Cr.P.C. seeking regular bail in case FIR No.132 dated 21.06.2021 under Sections 21-b/27-A of NDPS Act, 1985 registered at Police Station Bhuna, District Fatehabad.

Learned counsel for the petitioner submits that no recovery has been effected from the petitioner and in fact he was roped in the present FIR merely on the basis of disclosure statement of the co-accused Lakhan @ Sonu.

Learned State counsel has produced the custody certificate which shows that the petitioner is behind bars for the last more than 05 months and 10 days. However, there is another case pending in which also he has not been granted the concession of bail and that too is under the NDPS Act.

Considering the fact that the quantity involved in the instant FIR is non-commercial in nature and no recovery has been effected from him. As the trial is likely to take some more time and no fruitful purpose would be served by keeping the petitioner behind bars, the petitioner is directed to be released on bail, subject to the satisfaction of CJM/Duty Magistrate concerned, as the

Disposed of.

(SANDEEP MOUDGIL)
JUDGE

12.01.2023

Sangeeta

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No