

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

231 CRM-M-51747-2023
Date of Decision.:17.10.2023

Jatin SudanPetitioner
Vs.
State of HaryanaRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Anand Vardhan, Advocate
for the petitioner.

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.371 dated 30.07.2023 registered under Sections 21, 61, 85 of Narcotics Drugs and Psychotropic Substances Act, 1985 registered at Police Station Baldev Nagar, District Ambala.

2. As per allegations, 8.34 grams of heroine was recovered from the possession of petitioner on 30.07.2023.
3. It is contended by learned counsel that small quantity starts from 05 grams whereas commercial quantity starts from 250 grams and thus the quantity of contraband recovered from the petitioner is little above small quantity and much below the commercial category. Learned counsel further contends that petitioner has no criminal antecedents and that trial may take time to conclude and so, petitioner be allowed bail.
4. Notice of motion.
5. Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice

on behalf of respondent- State.

6. Custody certificate has been placed on record by learned State counsel.
7. Learned State counsel does not dispute the fact that the recovered quantity of contraband falls much below the commercial category. As per the custody certificate petitioner is in custody for the last 02 months and 15 days with no criminal antecedents. Trial may take time to conclude.
8. 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 17, 2023

Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

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