

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M- 53960-2022 (O&M)

Date of Decision: 06.01.2023

Ravinder Singh

... Petitioner

V/s.

State of Haryana

... Respondent

CORAM: **HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present : Mr. Sahil Gupta, advocate for
Mr. Dharam Yudhister, Advocate
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

DEEPAK MANCHANDA, J.(Oral)

Petitioner has prayed for grant of regular bail under Section 439 Cr.P.C. in case FIR No. 310 dated 13.05.2021, under Section 15 of the NDPS Act registered at Police Station Assandh, District Karnal, Haryana, who is alleged to have possessed 54 kg of Doda post, which is marginally above (non-commercial).

Learned counsel for the petitioner contends that the petitioner is in custody since 13.05.2021. He prays for regular bail to the petitioner on the basis of parity while submitting that the co-accused Love Kush has been granted regular bail by this Court vide order dated 31.05.2022 in CRM-M-15059-2022. He further submits that the conclusion of trial will take sufficient time, therefore, the petitioner be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-

State, on instructions from ASI Gurjit Singh, opposes the grant of regular bail to the petitioner, while submitting that the offence alleged against the petitioner is serious in nature but does not dispute the fact that the co-accused been granted bail by this Court and challan stand presented and charges have been framed.

I have heard learned counsel for the parties.

Petitioner is in incarceration since 13.05.2021.

It is not a case made out by the respondent-State that in case concession of bail is granted to the petitioner, he would hamper the course of free and fair trial. Further, since the co-accused has been granted bail and the investigation is complete and the trial would take sufficient time, no useful purpose would be served in keeping the petitioner behind bars

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

(DEEPAK MANCHANDA)
JUDGE

06.01.2023

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<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes /No</i>