

204 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-59718-2022
DECIDED ON: 4th JANUARY, 2023

DILSHAD KHAN @ CHHOTU

....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Kapil Aggarwal, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No. 215, dated 21.10.2022, under Section 15 of NDPS Act (Section 29 of NDPS Act added later on) registered at Police Station Panjokhra, District Ambala (Haryana).

Learned counsel for the petitioner contends that the petitioner has been roped in the present case on the basis of disclosure statement of the main accused namely Rohit, from whom 75 kgs of *poppy husk* was recovered.

Custody certificate of the petitioner filed by learned State counsel is taken on record. A perusal of the said certificate shows that the petitioner is behind the bars for the last 2 months and 3 days and is not involved in any other case of similar nature.

Learned State counsel could not controvert the fact that no

recovery was effected from the possession of the petitioner and was roped on the basis of disclosure statement of Rohit when he was taken into custody and thereafter, offence under Section 29 of NDPS Act was also added.

Keeping in view the facts that the conclusion of trial will take sufficient time; no recovery was effected from the possession and the petitioner is not involved in any other case, the petitioner is ordered to released on regular bail subject to his furnishing requisite bail/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

Disposed off.

4th JANUARY, 2023
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(SANDEEP MOUDGIL)
JUDGE

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