

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-59283-2023

Date of Decision: 30.11.2023

MANDEEP SINGH

... PETITIONER

V/S

STATE OF HARYANA

... RESPONDENT

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Harmanpreet Kaur (Simmi), Advocate
for the petitioner.

Mr. Rahul Mohan, Sr. DAG, Haryana.

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MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.59 dated 26.03.2023 under Sections 22-B (Sections 22-C, 29, 61, 85 added later on) of Narcotic Drugs Psychotropic Substances Act registered at Police Station Raipur Rani, District Panchkula.

2. Learned counsel for the petitioner submits that even though the petitioner was arrested on 26.03.2023 for being found in possession of 28 strips of Lomotel tablets. However, till date challan has not been presented and hence his indefeasible right for being extended the concession of default bail under Section 167(2) Cr.P.C. had accrued. However, on a pointed query put to the learned counsel, as to whether any application under Section 167(2) had been made before any Court, she replied in negative and she prayed for liberty to withdraw the instant petition and move an appropriate application under Section 167(2) for grant of default bail before the trial Court.

3. Dismissed as withdrawn, with liberty aforesaid.

30.11.2023

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(MANJARI NEHRU KAUL)

JUDGE

Whether speaking/reasoned :

Yes/No

Whether reportable :

Yes/No