

234 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2024:PHHC:004054
CRM-M-587-2024

Date of Decision: January 12, 2024

Latif

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Vikas Kumar, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 439 Cr.P.C., prayer is made for grant of regular bail in case FIR No.513 dated 29.11.2021, under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act'), registered at Police Station Dabua, Faridabad, District Faridabad.

2. This is the second petition. The earlier petition was dismissed as withdrawn.

3. As per allegations, 24 Kg. and 218 grams of ganja patti was recovered from the possession of the petitioner and co-accused Jabbar on 29.11.2021.

4. Learned counsel for the petitioner contends that similarly placed co-accused Jabbar has already been allowed bail by this Court vide order dated 11.12.2023 passed in CRM-M-18154-2023, copy of which is placed on file as Annexure P-2, though, said Jabbar was also involved in other cases. Learned counsel contends that the petitioner has no criminal antecedents; that trial may take time to conclude and that the petitioner is in custody for the last more than 02 years and 01 month.

5. Notice of motion.

6. Mr. Randhir Singh, Addl. A.G., Haryana accepts notice on behalf of the respondent-State.

7. Learned State counsel has placed on record the custody certificate revealing that the petitioner is in custody for the last 02 years, 01 month and 12 days. He has no other criminal case pending against him. Co-accused Jabbar, who is similarly placed, has already been allowed bail by this Court. Learned State counsel concedes the fact that the case of the petitioner is on the same footing. Learned State counsel also concedes that out of 17 witnesses cited by the prosecution, only 07 have already been examined.

8. Having regard to the aforesaid facts and circumstances, but without commenting anything on the merits of the case, the petitioner is admitted to bail. He is ordered to be released on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

Allowed.

January 12, 2024

sarita

(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No