

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M No.51617 of 2023
Date of Decision: 08.01.2024

PARVEEN KUMARPetitioner

Vs
STATE OF HARYANARespondent

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Mr. Narender Kaajla, Advocate
for the petitioner.

Mr. Chetan Sharma, D.A.G., Haryana.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case bearing FIR No.174 dated 24.03.2023 registered under Sections 379/420/467/468/471/120-B IPC & Sections 18(A) & 18(C) of Drugs and Cosmetic Acts, 1940 at Police Station Hisar City, District Hisar (Annexure P-1).
2. Learned counsel for the petitioner submits that the petitioner was allegedly found possessed with 497 injections of anti-rabies vaccine which were supposed to be belonging to the State of Bihar and the said supply was not for sale.
3. The prayer made on behalf of the petitioner has been opposed by learned State counsel while submitting that petitioner happens to be the supplier of said aforesaid injections which belonged to the Bihar Government and were not for sale especially in the State of Haryana.

4. I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made by learned counsel for the petitioner.

5. In the present case, the petitioner was allegedly found carrying the 497 injections of anti-rabies vaccine which was supposed to be belonging to the State of Bihar and the said supply was not for sale. The petitioner has already suffered incarceration for a period more than 09 months. The investigation has already stands concluded with the filing of challan and the matter is now listed for consideration of framing of charges. Moreover, the petitioner is not implicated in any other FIR.

6. Considering the fact that the petitioner has already suffered incarceration for a period of more than 09 months and is not involved in any other case, I do not find any justification to extend the incarceration of the petitioner.

7. Accordingly, without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

January 08, 2024	(HARKESH MANUJA)
<i>Atik</i>	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No