



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

222

CRM-M-52519-2024

Date of Decision : **October 25, 2024**

NARENDER KUMAR

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Arvinder Arora, Advocate
for the petitioner.

Mr. Abhinash Jain, DAG, Haryana.

KULDEEP TIWARI, J. (Oral)

1. The petitioner, who has clean antecedents, has approached this Court by filing the instant petition under Section 439 Cr.P.C. read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking grant of regular bail in case FIR No.273 dated 30.8.2024, Under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Naraingarh, District Ambala.
2. The learned State counsel has placed on record the custody certificate *qua* the petitioner, as per which the petitioner has suffered incarceration of 1 month and 24 days as on today. The custody certificate further reflects that the petitioner is not involved in any other criminal case. He on instructions imparted to him by the official concerned informs this Court that in the instant case the investigation has already been completed

and the final report has been filed on dated 4.10.2024 but the charges are yet to be framed. He further submits that the prosecution has cited total 21 witnesses in the final report.

3. In the instant case, the recovery effected from the present petitioner is 6 grams 80 milligrams of Heroin, which is marginally above the small quantity and as per the custody certificate, the petitioner has suffered incarceration of 1 month and 24 days as on today and has clean antecedents, as he is not involved in any other case and the trial is yet to begin, therefore, this Court deems it fit and appropriate to extend the benefit of regular bail to the petitioner. Therefore, the present petition is **allowed**.

4. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

5. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

October 25, 2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No