

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

291 CRM-M-61746-2023 (O&M)
Date of Decision.:18.01.2024

Sandeep @ Gogi Vs.Petitioner
State of HaryanaRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

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

Mr. Randhir Singh, Addl. AG, Haryana.

DEEPAK GUPTA, J. (ORAL)

- At the request of learned counsel for the petitioner, main petition bearing No.CRM-M-61746-2023 is taken on board for today itself.
2. The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.155 dated 02.07.2021 registered under Section 21-B of NDPS Act, 1985 (Section 27-A of NDPS Act, 1985 added later on) registered at Police Station City Ratia, District Fatehabad.
3. The application bearing CRM-54175-2023 is moved for grant of interim bail for a period of 04 weeks to the petitioner on account of pregnancy of his wife.
4. Learned State counsel has confirmed that wife of the petitioner is pregnant. However, learned State counsel has drawn attention towards the custody certificate revealing the criminal antecedents of the petitioner and also his past conduct inasmuch as he has absented from trial.

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5. As the persual of the paper-book would reveal allegations of the prosecution are that 10 gram of Heroin in a polythene pouch was recovered from co-accused Komaljeet, who in his disclosure statement nominated the petitioner to be the supplier.
6. Petitioner was earlier allowed anticipatory bail by this Court. He failed to appear before the Trial Court on 29.04.2022 due to which his bail was cancelled. He was later on arrested in another case on 10.07.2023 and was produced in the present case on 22.08.2023. Ever since then he is in custody.
7. Having regard to nature of allegations against the petitioner and the fact that his wife requires his presence being pregnant at an advance stage, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.
8. Pending application(s), if any, also stands disposed of.

(DEEPAK GUPTA)
JUDGE

January 18, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No