

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

232 CRM-M-62804-2023
Date of Decision.:24.01.2024

PrincePetitioner
Vs.
State of HaryanaRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. D.S. Virk, Advocate
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.62 dated 07.05.2023 registered under Sections 22C & 29 of (Act No.61 of 1985) of NDPS Act, 1985 registered at Police Station Siwan, District Kaithal.

2. As per prosecution allegations, 5930 intoxicating tablets of different salts were recovered from the co-accused Harjeet Singh. Said Harjeet Singh in his disclosure statement nominated the petitioner to be supplier.
3. Learned counsel contends that petitioner has been falsely implicated; that no recovery was effected from him; that he is not involved in any such case; that petitioner is student of 12th class aged just 19 years and that trial may take time to conclude.
4. Status report by way of an affidavit of Shri Umed Singh, HPS,

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Deputy Superintendent of Police, (HQ) Kaithal has been filed on behalf of respondent- State.

5. Learned State counsel concedes the fact that petitioner has no criminal antecedents nor any recovery was effected from him. However, learned State counsel has opposed the bail petition by pointing out towards the huge quantity of contraband was recovered from the co-accused and that petitioner is the supplier. Learned State counsel also submits that petitioner and co-accused were in touch with each other as per the call details record.

6. As per the custody certificate, petitioner is in custody for the last 08 months and 16 days with no criminal antecedents. Learned State counsel also informs that though after filing of the challan, charges have already been framed but not even a single witness has been examined out of 16 witnesses cited by the prosecution and thus trial is likely to take long time to conclude.

7. Having regard to the above facts and circumstances, 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.

(DEEPAK GUPTA)
JUDGE

January 24, 2024
Neetika Tuteja

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