



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

212

CRM-M-62616-2024
Date of Decision : **December 18, 2024**

BALWAN SINGH ALIAS CHINTU RANA

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Nikhil Mittal, Advocate
for the petitioner.

Mr. Bhupender Singh, D.A.G., Haryana.

KULDEEP TIWARI, J. (Oral)

1. The petitioner, who is having 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 (Section 29 added later on), 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 2 months and 21 days as on today. The custody certificate further reflects that though the petitioner is involved in five other cases but not of similar nature. 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 and his co-accused 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 2 months and 21 days as on today and has clean antecedents, as he is not involved in similar kind of offence and the trial is yet to begin, and also the fact that co-accused, who is on co-equal pedestal, has been granted the concession of regular bail by this Court vide order dated 25.10.2024 passed in CRM-M-52519-2024 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.

December 18, 2024
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(KULDEEP TIWARI)
JUDGE

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