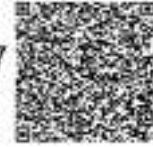


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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M No.2580 of 2025 (O&M)
Date of Decision: 10.02.2025**

Vikash

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Harender Singh Rana, Advocate for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana
for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) for grant of bail pending
trial to the petitioner in FIR No.358 dated 15.10.2024, under Section 21(b) of
the Narcotic Drugs and Psychotropic Substances Act, 1985 (*in short 'NDPS
Act'*) (Section 29 of NDPS Act added later on), registered at Police Station
Sarai Khawaja, District Faridabad.

(2) Above FIR was registered on the basis of secret information with
the allegations that 10.25 grams of *Heroin/Smack* (non-commercial) was
recovered from co-accused Jitender @ Jeetu.

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(3) Contends that petitioner is in custody since 15.10.2024; after investigation, final report under Section 173 Cr.P.C. was presented on 14.05.2024, but charges are yet to be considered. Also contends that there is no recovery from the petitioner; rather alleged contraband i.e. 10.25 grams of *Heroin/Smack* (non-commercial) was recovered from co-accused Jitender @ Jeetu.

(4) The above factual position is not disputed by learned State Counsel.

(5) Concededly, petitioner is in custody since 15.10.2024; final report under Section 173 Cr.P.C. has already been presented on 14.05.2024; charges are yet to be framed. As the conclusion of trial shall take sufficient long time; therefore, further incarceration of the petitioner would not serve any purpose.

(6) Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned Special Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(7) Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned Special Court without seeking any unnecessary adjournment(s).

(8) The above observations be not construed as an expression of opinion on the merits of the case.

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(9) It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

10th February, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>