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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-2908-2025 (O&M)
Date of decision: 20.01.2025

Rakesh Kumar

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ashish Kumar, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

1. Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of interim regular bail to the petitioner in FIR No.107 dated 22.05.2024 under Sections 20 & 29 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Dujana, District Jhajjar.
2. Learned counsel for the petitioner, *inter alia*, contends that wife of the petitioner has delivered a child on 31.12.2024 and there is no other member in his family to provide care and support to his wife and newly born child.

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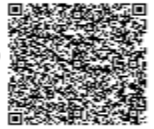
Learned counsel for the petitioner relies upon family ID issued by Citizen Resource Information Department (Annexure P-3) and submits that the petitioner is residing separately from his brothers and parents, as such, wife and newly born child of the petitioner require care and support by him.

3. *Per contra*, learned State counsel appears on advance notice and opposes the prayer made by the petitioner on the ground that huge quantity of contraband along with drug money was recovered. Further, perusal of the order dated 18.12.2024 (Annexure P-2) passed by learned Additional Sessions Judge, Jhajjar, dismissing the application filed by the petitioner for grant of interim bail, clearly indicates that delivery was normal and there are no accompanying circumstances or abnormality, which is causing any danger or apprehension to the mother and the child, as reported by the attending doctor. Learned State counsel further submits that the petitioner has not provided any information regarding members as available from the family of his in-laws and there are several other members in the family of the petitioner, who can provide proper care and treatment.

4. I have heard learned counsel for the parties and perused the record of the case with their able assistance.

5. The delivery has already taken place on 31.12.2024 and there are other members in the family of the petitioner as well as in the family of his in-laws, who can provide proper care and treatment to his wife and his newly

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born child. The petitioner is an accused of having in possession huge quantity of contraband.

6. Keeping in view the facts and circumstances of the case, this Court finds no ground to grant the concession of interim regular bail to the petitioner.

7. Accordingly, present petition is dismissed.

[HARPREET SINGH BRAR]
JUDGE

20.01.2025
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No