

2025:PHHC:054552



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

229

CRM-M-11699-2025 (O&M)
Date of decision: 29.04.2025

Satyanaryan**...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Aman Pal, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, is for grant of regular bail to the petitioner in FIR No. 182 dated 01.07.2019, registered under Sections 20, 21 and 27-A of the Narcotic Drugs and Psychotropic Substances Act, 1985 (*for short 'NDPS Act'*), Section 61 of the Excise Act and Section 120-B of IPC at Police Station Nangal Chaudhary, District Mahendergarh.

2. Brief facts of the case relevant for the disposal of the present petition are that on 01.07.2019, on the basis of a secret information, co-accused Bijender was apprehended by the police party and recovery of 01 kg. 130 grams of Ganja, 390 grams of Ganja, 830 grams of poppy straw, 10 grams Opium, 218 grams Opium, 545 grams Bhuki, cash of Rs. 3,58,820/-, 23 grams 600 mg jewelry of gold and 207 grams 230 mg silver was effected from his house. Some illicit liquor was also recovered. The name of the petitioner surfaced in his disclosure statement recorded on 03.07.2019,

2025:PHHC:054552



wherein he disclosed that he had bought the recovered contraband from the present petitioner. He was arrested on 01.06.2024.

3. Learned counsel for the petitioner has argued that he has been falsely implicated in this case. He has been arrested in this case after a period of about five years from the date of registration of the present FIR. The name of the petitioner has surfaced in the supplementary disclosure statement of the aforesaid co-accused. Main accused Bijender has already been granted concession of regular bail by this Court, vide order dated 15.11.2019 passed by this Court in **CRM-M-41374-2019**. Although the petitioner is shown to be involved in five other cases but he is on bail in those cases. There is nothing on record to connect the petitioner with the subject crime. Investigation has since been completed and *challan* has been presented. Conclusion of trial is likely to take time. The petitioner is in judicial custody since 01.06.2024. No useful purpose would be served by keeping him in custody anymore. Therefore, it is urged that the petition deserves to be allowed and the petitioner deserves to be released on regular bail.

4. Status report has been filed by the respondent-State. It is submitted therein and learned Assistant Advocate General, Haryana has argued that the petitioner is not entitled to get benefit of bail as there are serious allegations against him. He used to supply the contraband to the above named co-accused. The petitioner is involved in multiple cases of similar nature. Trial is going on at a proper pace. Hence, it is urged that the petition is liable to be dismissed.

5. I have heard learned counsel for the parties at considerable

2025:PHHC:054552



length and have also perused the material placed on record.

6. The petitioner has been nominated in this case on the basis of the above named co-accused, from whose possession, the aforementioned recovery was effected on 01.07.2019. Although, the name of the petitioner surfaced in this case in the year 2019 itself but he has been arrested only on 01.06.2024 i.e. after a period of about five years from the date of registration of the FIR. More so, the main accused Bijender has already been granted concession of regular bail by this Court, as mentioned above. Conclusion of trial is still to take time. So far as the involvement of the petitioner in other similar cases is concerned, it is reflected from the perusal of the record that he is on bail in those cases. Keeping in view the aforesaid facts and circumstances, I am of the considered opinion that no useful purpose would be served by keeping him in custody anymore. Accordingly, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing personal/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case.

7. It is made clear that any observation made herein above is only for the purpose of deciding the present petition and the same shall have no bearing on the merits of the case.

29.04.2025*Waseem Ansari***(MANISHA BATRA)
JUDGE***Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*