



3. Learned counsel for the petitioners contended that 350 tablets containing 103 gms of Tramadol Hydrochloride were recovered from petitioner-Deepak Kumar @ Deepu and 400 tablets containing 118 gms of same salt were recovered from petitioner-Krishan Lal @ Vishu, which, in total comes out to be 221 gms i.e. non-commercial quantity; petitioner-Deepak Kumar @ Deepu is in custody since 10.07.2025 and petitioner-Krishan Lal @ Vishu is in custody since 10.04.2025; both the petitioners are having clear and clean antecedents as they are not involved in any other case; trial of the case will take sufficient time to conclude as out of total 09 prosecution witnesses, 02 have been examined so far and no fruitful purpose would be served by keeping the petitioners behind the bars. As such, the petitioners deserve to be granted the concession of regular bail.

4. Learned State counsel filed custody certificates of both the petitioners, which are taken on record. Learned State counsel vehemently opposed the prayer made by the petitioners and submitted that both the petitioners are involved in serious crime and in the present case, huge quantity i.e. 750 tablets containing 221 gms of Tramadol Hydrochloride has been recovered from the petitioners. As such, learned State counsel prayed for dismissal of the present petitions.

5. Heard.

6. Keeping in view the facts and circumstances of the present cases and the fact that petitioner-Deepak Kumar @ Deepu is in custody since 10.07.2025 and petitioner-Krishan Lal @ Vishu is in custody since 10.04.2025; both the petitioners are having clear and clean antecedents as they are not involved in any other case except the present one; trial of the case will



take sufficient time to conclude as out of total 09 prosecution witnesses, 02 have been examined so far and no fruitful purpose would be served by keeping them in custody for any further period, as concession of bail cannot be denied just as a measure of punishment as culpability of accused is to be decided after appreciating evidence adduced by both parties and it is a trite principle of criminal jurisprudence that bail is rule, jail is an exception, this Court deems it a fit case to grant the concession of regular bail to the petitioners.

7. Therefore, without expressing any opinion on the merits of the case, both the petitions are allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

8. A photocopy of this order be placed on the file of other connected case.

November 28, 2025
manisha

(SUBHAS MEHLA)
JUDGE

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|------|---------------------------|--------|
| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |