

2026:PHHC:009021



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

210

CRM-M-53946-2025
Date of Decision: 21.01.2026

SUNEHARI @ SUNERI

... Petitioner

VERSUS

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL.

Present: Mr. Harjot Goyal, Advocate for
Mr. Monty Goyal, Advocate for
the petitioner.

H.S. GREWAL, J. (ORAL)

This petition has been filed under Section 483 Bharatiya Nagrik Suraksha Sanhita, 2023 seeking regular bail for the petitioner in case FIR No.216 dated 08.09.2024 under Section 20 (b) (ii) C and 20-C of the NDPS Act, 1985 registered at Police Station Bass, Police District Hansi District Hisar.

2. The case of the prosecution is that 25.265 Kgs of Ganja was recovered from the house of the petitioner, pursuant to which, she has been arrested in the present case.

3. Learned counsel for the petitioner contends that the petitioner is innocent and has been implicated falsely in the present case. He further submits that the petitioner is not involved in any other case and that she is in custody for the last 01 year, 04 months and 10 days. It is further stated that charges against the petitioner have been framed, however, no witness has been examined till date. As such, the trial of the case might take a long time to conclude.

4. Notice of motion.

5. Mr. Vijay Kumar, AAG, Haryana accepts notice and vehemently opposes the petition for grant of bail on the ground that there is an active role of the petitioner in the commission of the offence in question. Hence, he prays for

dismissal of the present petition. Custody certificate filed by the State Counsel is taken on record. As per the said certificate, the petitioner is in custody for the last 01 year, 04 months and 10 days.

6. I have heard the learned counsel for the parties and perused the record.

7. Keeping in view the facts and circumstances of the case and taking into consideration the fact that the petitioner is in custody for the last 01 year, 04 months and 10 days and the trial against the petitioner might take a long time to conclude, this Court is of the opinion that the petitioner deserves concession of regular bail. Moreover, bail is rule and jail is exception. Since the continuous incarceration of the petitioner would not serve the ends of justice, this Court deems it fit to grant the concession of regular bail to the petitioner during the pendency of the trial.

8. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing requisite bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

9. It is clarified that if while on bail so granted through the instant order, the petitioner is found indulged in any other criminal case/activity, it shall be open to the State to seek cancellation of her bail.

10. Nothing discussed hereinabove shall be construed as an expression of opinion on the merits of the case.

JANUARY 21, 2026.

Rajender

**(H.S. GREWAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No