

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

(211)

CRM-M-15757-2015

Decided on: September 24, 2015.

Gian Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Chandan Singh Rana, Advocate, for the petitioner.

Mr. P.S. Bajwa, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

For having been found in possession of 60 kgs of poppy husk, the petitioner has been in custody w.e.f. 29.12.2013.

The first application for bail was earlier withdrawn.

On asking of the Court, on the instructions of HC Harmeet Singh, it has been informed by State counsel that two witnesses have been examined during a period of last 1 year and 9 months of custody of the petitioner. Three witnesses are yet to be examined before the trial Court.

Taking into consideration the fact that the recovery of poppy husk is marginally higher than the commercial quantity prescribed, petitioner being not accused of similar offence in any other case, it is apparent that the period of detention will have a deterrent effect upon the petitioner not to commit the similar offence again.

Petition is allowed. It is ordered that the petitioner will be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the condition that he will not commit any similar offence of which he is accused of during pendency of the trial.

(M.M.S. BEDI)
JUDGE

September 24, 2015
harsha