

CRM-M-17824-2015

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

CRM-M-17824-2015

Date of Decision:06.07.2015

Harvinder Singh @ Gogi

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 1) Whether Reporters of the local papers may be allowed to see the judgment ?.
- 2) To be referred to the Reporters or not ?.
- 3) Whether the judgment should be reported in the Digest ?

Present: Mr. Gagan Oberoi, Advocate,
for the petitioner.

Mr. K.S.Sidhu, DAG, Punjab.

Paramjeet Singh, J. (Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in a case arising from FIR No.41 dated 10.05.2015, registered at Police Station Haibowal, Ludhiana, under Section 15/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985.

Learned counsel for the petitioner contends that recovery of 20 kgs of poppy husk allegedly effected from the possession of petitioner is non-commercial quantity and the petitioner has been behind bars since 10.05.2015. The petitioner is not required for custodial interrogation.

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Taking into consideration the facts and circumstances of the case as well as the fact that recovery allegedly effected from the petitioner is non-commercial quantity and the fact that trial would not be concluded in near future, the petitioner can be granted concession of bail.

Without expressing any opinion on merits of the case, the petition is allowed. Petitioner is ordered to be released on bail, on his furnishing bail bonds/surety bonds, to the satisfaction of trial Court/Duty Magistrate, Ludhiana.

06.07.2015
parveen kumar

(Paramjeet Singh)
Judge