

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-26777 of 2015
Date of Decision: August 13, 2015

Babbi Singh and another

...Petitioners

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.K.P.S.Virk, Advocate
 for the petitioners.

INDERJIT SINGH, J.

Petitioners have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.135 dated 22.07.2015 under Section 15 of the NDPS Act, registered at Police Station Sunam, District Sangrur.

I have heard learned counsel for the petitioners and have gone through the record.

As per the prosecution version, on the basis of secret information, a raid was conducted by the police and 9 kgs. of poppy husk was recovered from the house of the petitioners.

Learned counsel for the petitioners argued that the recovery has already been effected, which is non-commercial quantity. The petitioners are not required for any custodial interrogation.

The perusal of the record, especially the order dated 04.08.2015 passed by learned Judge, Special Court, Sangrur, shows

that so many FIRs have been registered against both the petitioners, which prima facie shows their previous conduct.

Keeping in view the fact that 9 kgs. of poppy husk has been recovered from the house of the petitioners and they are required for custodial interrogation, therefore, I do not find it a fit case where petitioners are entitled to grant of bail.

Therefore, finding no merit in the present petition, the same is dismissed.

August 13, 2015
Vgulati

(INDERJIT SINGH)
JUDGE