

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.30443 of 2015

Date of Decision:-14.09.2015

Chhindi Khan & Ors.

.....Petitioners.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Akshay Jain, Advocate for the Petitioners.

Mr. M.S. Sidhu, Additional AG Haryana.

JASWANT SINGH, J.(ORAL)

Prayer is for grant of regular bail under Section 439 Cr.PC to the petitioners-Chhindi Khan, Rajender and Yadvender in case FIR No.142 dated 20.06.2015 for offence punishable under Sections 15 of the Narcotics Drugs and Psychotropic Substances Act, 1985 registered with Police Station Siwani, District Bhiwani.

As per allegations there is a recovery of total 12 Kg of *Chura Post*/Poppy Husk from the three petitioners.

It is contended that the recovery is non commercial and the petitioners are not involved in any other case under the NDPS Act. It is further contended that the petitioners are in custody since 20.06.2015.

Learned State Counsel on instructions from HC Rajesh Kumar concedes that there is no other case pending against them and the petitioners

are in custody since 20.06.2015. and after completion of investigation challan has been presented.

Without commenting upon the merits of the case, keeping in view the above, no useful purpose is going to be served by keeping the petitioners behind the bars. As such the present petition is allowed and petitioners are ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Bhiwani.

**(JASWANT SINGH)
JUDGE**

September 14, 2015
Vinay