

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

CRM-M- 35313 of 2015

Date of Decision: October 29, 2015

Malkit Kaur @ Meeto

....Petitioner

Versus

State of Punjab.

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr. A.S.Cheema, Advocate, for the petitioner.

Ms.Rajni Gupta, Addl.A.G, Punjab

Rajan Gupta, J (Oral)

This is a petition under Section 439 Cr.P.C seeking regular bail in a case registered under Sections 15/61/85 of N.D.P.S. Act at Police Station, Bhikhi, District, Mansa vide FIR No. 39 dated 16.6.2015.

Learned counsel for the petitioner submits that 54 Kg of poppy husk was recovered when accused were allegedly sitting on two bags on the road leading from village Mojo Kalan. According to him, recovery contraband is marginally higher than the commercial quantity. Thus, petitioner deserves to be enlarged on bail.

Learned State counsel has opposed the plea on the ground that investigation is still pending.

However, keeping in view the fact that recovery allegedly effected from the petitioner is marginally higher than the commercial quantity and he is in custody since 16.6.2015, he is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Mansa.

**(Rajan Gupta)
Judge**

October 29, 2015
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