

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

CRM-M No.38340 of 2015

Date of decision: 20th November, 2015

Parmod Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

1. Whether Reporters of Local Newspapers may be allowed to see the judgment?
2. Whether to be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. B.S. Jatana, Advocate
for the petitioner.

Mr. Gurveer Sidhu, Asstt. Advocate General, Punjab.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Parmod Kumar in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.58 dated 08.06.2015 registered at Police Station Julkan, District Patiala under Section 15/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, are that on 08.06.2015 he was apprehended leading to recovery of 40 kg of poppy husk, a non-commercial quantity.

Contentions of the learned counsel for the petitioner that similarly placed co-accused Pardeep Kumar has been allowed regular

bail vide an order of this Court dated 14.09.2015 and that the petitioner has already undergone incarceration for a period of 5 months, could not be controverted by learned State counsel.

In view of the principle of parity, taking into consideration the submissions made by counsel for the petitioner coupled with the fact that the trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is not warranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/ Duty Magistrate, Patiala.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

November 20, 2015
rps