

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

**C.R.M-M No.13868 of 2016 (O&M)
Date of decision : 08.08.2016**

Lal Singh and another Petitioners

versus

State of Punjab Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. L.S.Sekhon, Advocate
for the petitioners.

Mr. K.S.Pannu, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.121 dated 15.09.2014 registered under Sections 15/61/85 NDPS Act at Police Station Lehra, District Sangrur.

Learned counsel for the petitioners has argued that the recovery is of non-commercial quantity since total 60 kgs of poppy husk was seized from three persons and the petitioners have been in custody since 04.03.2016.

Learned Deputy Advocate General states that it is not a case of non-commercial quantity but has accepted that this is a case where the recovery is of slightly more than the commercial quantity (20% more than commercial quantity.)

Keeping in view the above facts and the period of incarceration already suffered by the petitioners, without going into the merits of the case, I deem it appropriate to release the petitioners on regular bail to the satisfaction of the trial Court/Duty Magistrate.

Ordered accordingly.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

08.08.2016
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No