

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

CRM-M No.15835 of 2016 (O&M)

Date of Decision: 13.05.2016

Jeet Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Ms. Navneet Kaur Sran, Advocate for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Baljinder Singh.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail under Section 439 Cr.P.C. to the petitioner-Jeet Singh in case FIR No.44 dated 23.05.2015, under Sections 15, 61, 85 of the Narcotic Drugs and Psychotropic Substances Act (for short 'NDPS Act'), registered with Police Station Kot Ise Khan, District Moga (**Annexure P-1**).

It is contended that the recovery of 52 Kgs. of *Poppy Husk* is marginally higher than the commercial category. It is further contended that the petitioner is in custody since 23.05.2015 and not involved in any other criminal case. It is next submitted that challan has been presented and charges are yet to be framed. There are 11 cited prosecution witnesses.

Learned State Counsel, assisted by ASI Baljinder Singh, does not refute the aforesaid factual contentions.

Without commenting on the merits of the case, keeping in view the custody period; the seized quantity being marginally commercial, petitioner is not involved in any other case and the fact that trial is not likely to be concluded in near future, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on regular bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

May 13, 2016

Gagan

**(JASWANT SINGH)
JUDGE**