

CRM-M No. 17649 of 2016

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

CRM-M No. 17649 of 2016
Date of decision : August 16, 2016

Avtar Singh and another,

..... Petitioners

v.

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Ashok Tyagi, Advocate
for the petitioners.

Mr. Kuldeep Tiwari, Addl. AG Haryana

Ajay Tewari, J (Oral)

The petitioners seek grant of regular bail in case FIR
No.775, dated 26.12.2015, registered under Section 18 of the NDPS Act,
at Police Station Samalkha, District Panipat.

Counsel for the petitioners has argued that the alleged
recovery in this case is 72.400 kgs of poppy husk, the petitioners have
now been in custody for eight months and, therefore, should be released

on bail.

Counsel for the respondent, on instructions from ASI Surinder Kumar, states that since it is a commercial quantity, instead of releasing the petitioners on bail, it would be appropriate to put a time cap on the trial because 14 witnesses who all are official witnesses remain to be examined. He has stated that the prosecution will lead its entire evidence on or before 15.12.2016 subject to the accused not obstructing the same.

Keeping in view the statement of counsel for the respondent, I dismiss this petition at this stage but direct the trial Court to release the petitioners on bail in case the prosecution fails to conclude the evidence on or before 15.12.2016 subject to the accused not obstructing the same.

August 16, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No