

Sr. No.228

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No.M-18836 of 2016 (O&M)

Date of Decision: 01.06.2016

Sahab Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. G.S.Sandhu, Advocate,
for the petitioner.

Mr. Deepak K. Grewal, DAG, Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail in case FIR No.215 dated 16.06.2013, under Sections 15/25/29 of Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Nissing, District Karnal.

Counsel for the parties have been heard.

As per prosecution version, an alleged recovery of 40 Kgs of poppy husk was effected from three other co-accused.

Present petitioner was arrested on 17.06.2013 and was admitted to bail on 10.01.2014.

However, petitioner having absented from trial proceedings on 14.02.2016, the concession of bail was cancelled and bail bonds forfeited.

Petitioner thereafter has surrendered on 09.05.2016.

Undoubtedly, petitioner had misused the concession of bail and had evaded trial proceedings.

Be that as it may, the alleged recovery in the present case would be construed as non-commercial quantity and even such recovery is not from the present petitioner but from the three other co-accused.

This Court would also bear in mind that the petitioner after having absented from trial proceedings had himself surrendered on 09.05.2016.

Without making any observations on merit, prayer made in the present petition is accepted. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Karnal.

Disposed of.

01.06.2016

vandana

(TEJINDER SINGH DHINDSA)
JUDGE