

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-19164 of 2016 (O&M)
Date of Decision: 03.06.2016

Subba Singh

--Petitioner

Versus

State of Haryana

--Respondent

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

Present:- Mr. Ashit Malik, Advocate for the petitioner.

Mr. Deepak K. Grewal, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.186 dated 19.4.2016 under sections 15, 29 of N.D.P.S Act, registered at Police Station, Thanesar Sadar, District Kurukshetra.

Learned counsel for the parties have been heard.

As per prosecution version, the alleged recovery effected from the petitioner is of 3 kgs 500 grams of poppy husk and 800 grams of poppy straw.

The same would be construed as non-commercial quantity.

Petitioner was arrested on 19.4.2016.

Even though, Court has been informed that the petitioner is a previous convict in F.I.R No.633 dated 20.12.1998 under section 15 of N.D.P.S Act, yet, the recovery that was effected in that case was of small quantity.

Investigation in the case is complete and even challan has been presented on 27.5.2016.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Kurukshetra.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

03.06.2016
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