

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M-26233 of 2016
Date of Decision:-08.08.2016

Deepak Kumar @ Deepu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.D.S.Virk, Advocate for the petitioner.

Mr.Manish Bansal, DAG, Haryana.

HARI PAL VERMA J.(Oral)

Prayer made in the present petition filed under Section 439 Cr.P.C. is for grant of bail to the petitioner in case FIR No.123, dated 23.02.2016, for offence punishable under Sections 15, 16, 27-A of the NDPS Act, 1985, registered at Police Station City Sirsa, Distt. Sirsa (Annexure P-1).

Learned counsel for the petitioner contends that the alleged recovery is 51 Kgs. poppy husk which is marginally higher than the commercial quantity. He further submits that the petitioner is in custody since 23.02.2016 and there is no other case registered against him.

Learned counsel for the State does not dispute the aforesaid facts.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, but keeping in view of the fact that the alleged recovery is 51 Kgs. poppy husk which is marginally higher than the commercial quantity, coupled with the fact

that the petitioner is in custody since 23.02.2016 as well as the fact that the trial in the case will take sufficient long time to conclude, petitioner is ordered to be released on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the learned trial Court.

The petition is disposed of accordingly.

(HARI PAL VERMA)
JUDGE

August 08, 2016
Anjal