

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

CRM No.M-2721 of 2016 (O&M)

Date of Decision: 16.02.2016

Gurmail Singh @ Gella

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. D.N. Ganeriwal, Advocate for the petitioner.

Mr. Rajiv Doon, AAG, Haryana.

....

TEJINDER SINGH DHINDSA.J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.212 dated 08.08.2015, under Sections 17/18/61/85 of the NDPS Act, registered at Police Station Kalanwali, District Sirsa.

Even as per prosecution version, the alleged recovery from the present petitioner is of 1 kg. and 10 grams of opium. The same would be construed as non commercial quantity.

Petitioner has been in custody since 08.08.2015. Investigation having been completed, challan has been presented but no prosecution evidence has been led till date. The trial as such is still at the initial stage.

Petitioner is not stated to be involved in any other proceedings under the NDPS Act.

Without making any observations on merit, the present petition is allowed. Petitioner be enlarged on bail subject to the satisfaction of the CJM/Duty Magistrate, Sirsa.

Disposed of.

16.02.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**