

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

Criminal Misc.No.M-28354 of 2016 (O&M)

Date of Decision : 02nd September, 2016

Kashmir Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Vinod Kumar Kataria, Advocate
for the petitioner.

Mr. K.S.Pannu, DAG, Punjab
for the respondent-State.

AJAY TEWARI, J. (Oral)

The petitioner has preferred the instant petition under Section 439 Cr.P.C., for grant of regular bail in case FIR No.132 dated 28.09.2014, registered at Police Station Nangal District Rupnagar, under Section 15 of the Narcotic Drugs & Psychotropic Substances Act, 1985.

Learned counsel for the petitioner has argued that the petitioner is in custody for almost two years and the recovery is 78 kg. poppy husk and keeping in view the period of custody, he should be released on bail.

Learned Deputy Advocate General, Punjab, on instruction from Head Constable Amarjit Singh, states that the recovery is of commercial quantity. He further states that the prosecution evidence will be concluded on 27.10.2016 and time cap should be put on trial and till such time bail should not be granted to the petitioner.

I find this to be a fair submission. In the circumstances, in view of the undertaking given by the learned Deputy Advocate General, Punjab, it is directed that in case the prosecution does not lead its entire evidence on 27.10.2016 (subject to the accused not obstructing the same), the petitioner be released on bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

02nd September, 2016
mamta

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No