

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

CRM No.M-30725 of 2016 (O&M)

Date of decision: 06.09.2016

Balwan Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. S.S. Mor, Advocate for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 114 dated 10.05.2016, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), at Police Station Uchana, District Jind.

Learned counsel for the petitioner states that the petitioner has been falsely implicated in the present case. Allegedly 5 kgs of poppy husk was recovered from the petitioner which is on lower side. The petitioner is in custody since 10.05.2016.

On the other hand, learned State counsel opposes the bail application and states that the recovery of contraband was effected from the conscious possession of the petitioner.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the petitioner is in custody since 10.05.2016, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on her furnishing bail bonds and surety bonds, to the satisfaction of the CJM/Illaqa Magistrate/trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

06.09.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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