

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

201

**CRM-M No.35493 of 2016.
Date of Decision: 07.10.2016.**

Kuldeep Singh

...Petitioner.

VERSUS

State of Punjab

...Respondent.

**CORAM : HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MRS. JUSTICE SNEH PRASHAR**

Present: Mr. Pritam Saini, Advocate for the petitioner.

Mrs. Manjari Nehru Kaul, Addl. Advocate General, Punjab.

RAJESH BINDAL, J.

Prayer in the present petition is for grant of regular bail to the petitioner pending trial in F.I.R. No.56 dated 06.06.2014 registered under Sections 15, 23, 29, 61 and 85 of the Narcotic Drugs and Psychotropic Substance Act, 1985 at Police Station Mulepur, District Fatehgarh Sahib.

Learned counsel for the petitioner submitted that the petitioner is in custody since 08.06.2014. He was arrested only on the disclosure statement of Amarjit Singh. The petitioner is having a small shop close to the Dhaba for cycle repairs. The recovery of 140 Kgs. poppy husk was made from the house of Jagjit Singh, owner of the Dhaba, who is in custody. Amarjit Singh, from whom 5 Kgs. poppy husk was recovered has already been released on bail. From the petitioner no recovery of poppy husk was made. Trial is going to take time.

Learned counsel for the State submitted that six prosecution witnesses have already been examined. Gazetted Officer and one I.O., who had recovered 140 Kgs. of poppy husk from the house of Jagjit Singh are to be examined on the next date of hearing i.e. 10.12.2016. There are other formal witnesses. The trial is nearing conclusion.

After hearing learned counsel for the parties and considering the period of custody of the petitioner and the fact that no recovery was effected from him, in our opinion, the petitioner deserves to be released on bail pending trial on furnishing of bail/surety bonds to the satisfaction of Chief Judicial Magistrate/ Duty Magistrate, Fatehgarh Sahib. Ordered accordingly.

The petition stands disposed of.

(Rajesh Bindal)
Judge

(Sneh Prashar)
Judge

07.10.2016
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No