

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

**CRM-M No.36708 of 2015 (O&M)
Date of Decision: 09.05.2016**

Balbir Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Mandeep Singh Sodhi, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State assisted by ASI Jagtar Singh.

JASWANT SINGH, J. (Oral)

Present petition is for grant of regular bail under Section 439 Cr.P.C. to the petitioner/accused-Balbir Singh in case FIR No.146 dated 28.08.2014, under Sections 15/25/61/85 of the Narcotic Drugs and Psychotropic Substances Act, registered with Police Station Doraha, District Ludhiana.

The petitioner along with two other co-accused was apprehended in possession of 2200 Kgs. of *Poppy Husk*, transported in a Canter. The seized quantity concededly is commercial in nature.

It is contended that the petitioner is in custody since 28.08.2014 and 07 prosecution witnesses remain to be examined.

Learned State Counsel, assisted by ASI Jagtar Singh, does not dispute the custody period and the fact that remaining 07 witnesses all are officials of the Punjab Police.

Without commenting on the merits of the case and keeping in view the quantity being commercial in nature, no case for grant of regular bail to the petitioner is made out, however, in the light of the custody period, the case for early conclusion of the prosecution evidence is made out.

Accordingly, the present petition is dismissed, however, the SSP, Khanna is directed to ensure the conclusion of the remaining prosecution evidence within three months from the next date of hearing before the trial Court.

May 09, 2016

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I attest to the accuracy and
authenticity of this document

**(JASWANT SINGH)
JUDGE**