

**Sr. No.222
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No.M-43546 of 2015 (O&M)

Date of Decision: 26.04.2016

Gurmeet Singh

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mrs. Kiran Bala Jain, Advocate,
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

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TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.449 dated 13.07.2015 under Sections 15/27A(61)/85 of Narcotic Drugs and Psychotropic Substances Act (for short 'NDPS Act'), registered at Police Station City Fatehabad, District Fatehabad.

As per prosecution version, an alleged recovery of 84 kgs. of poppy husk is stated to have been effected from an abandoned car.

No recovery has been effected from the petitioner and neither he was apprehended on the spot.

Petitioner is stated to be implicated on the basis that a driving licence in his name was recovered from the vehicle in question.

During the course of hearing today, it has been conceded that the vehicle from which the alleged recovery was effected was not in the ownership of the present petitioner.

Petitioner was arrested on 16.07.2015.

Investigation in the case having been completed, challan was presented and the charges have been framed on 17.03.2016.

The trial is at the very initial stage and would take time to conclude.

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

Without making any observations on merits and keeping in view the length of incarceration already suffered, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Fatehabad.

Disposed of.

26.04.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**