

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

**CRM-M No.818 of 2016 (O&M)
Date of Decision: 04.02.2016**

Lakhwinder Singh @ Lakha and another

..... Petitioners

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Deepak Kaushal, Advocate for the petitioners.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana
for the respondent/State assisted by ASI Rajbir Singh.

JASWANT SINGH, J. (Oral)

Prayer in the present petition is for grant of regular bail under Section 439 Cr.P.C. to the petitioners, namely, Lakhwinder Singh @ Lakha and Baljinder Singh @ Binder Singh in case FIR No.213 dated 17.07.2015 for the offences punishable under Sections 21-C, 22-C, 61/85 of the Narcotic Drugs and Psychotropic Substances Act, registered with Police Station City Dabwali, District Sirsa (**Annexure P-1**).

As per the allegations, recovery of 15 bottles of Rexcof (100 ML each) was made from the possession of the petitioners, which quantity concededly is commercial in nature.

Learned Counsel for the petitioners/accused submits that the petitioners have been falsely implicated in the present case and they are in custody since 17.07.2015. He further submits that the petitioners are not involved in any other case.

Learned State Counsel, assisted by ASI Rajbir Singh, submits that the quantity of the contraband recovered from the petitioners falls within the definition of commercial quantity, therefore, the petitioners are not entitled to bail.

At this stage, learned Counsel for the petitioners/accused wishes to withdraw the present petition.

Dismissed as withdrawn.

February 04, 2016

Gagan

**(JASWANT SINGH)
JUDGE**