

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

CRM-M-15525 of 2017 (O&M)

Date of decision: 09.05.2017

Jitender Singh @ Bittu

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Parminder Singh, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, 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. 242 dated 17.3.2017, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), at Police Station Karnal Sadar, District Karnal.

It is contended that the contraband allegedly recovered from the petitioner is 20 kg of poppy husk which is a non commercial quantity. The petitioner is in custody since 17.3.2017.

On the other hand, the learned State counsel opposes the prayer of bail application and states that the petitioner is involved in another FIR of similar nature.

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

Though the petitioner is involved in another FIR, however, he is stated to be on bail. Considering the fact that recovery is non commercial in nature; the challan stands presented, however, the charge has not yet been framed; the conclusion of trial will take a long time, 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 his furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

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

09.05.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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