

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

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CRM No. M-22823 of 2017  
DECIDED ON : 27.07.2017

Suresh Kumar

... Petitioner

Vs.

State of Haryana

... Respondent

**CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present : Mr. Sanjay Verma, Advocate  
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

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**ANUPINDER SINGH GREWAL, J. (ORAL)**

The petitioner is seeking regular bail in FIR No.208 dated 27.04.2017 under Sections 15, 61 and 85 of NDPS Act, registered at Police Station Shahabad, District Kurukshetra.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he was found in possession of 5 kg. of poppy husk which is far below the commercial quantity. He further contends that the petitioner has been in custody for over three months ever since his arrest on 27.04.2017.

Learned State counsel states that challan has been filed.

In view of the fact that the recovery is below the commercial quantity and the petitioner has been in custody for over three months, without expressing any opinion on the merits of the case, the instant petition is allowed. Petitioner-Suresh Kumar is ordered to be released on bail on his

furnishing bail bonds to the satisfaction of trial Court/Duty Magistrate,  
Kurukshetra.

**27.07.2017**  
Dinesh Bansal

**(ANUPINDER SINGH GREWAL)**  
**JUDGE**

1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO