

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

CRL. MISC. No.M-27522 OF 2017
DATE OF DECISION : 8th AUGUST, 2017

Harish Kumar & another

.... Petitioners

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. D. N. Ganerwala, Advocate for the petitioners.

Mr. D. R. Singla, DAG, Haryana.

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A. B. CHAUDHARI, J. (ORAL)

The petitioners have filed the present petition under Sections 439 Cr.P.C. seeking regular bail in FIR No.416 dated 13.06.2016 registered under Sections 21/22B/61/85 of NDPS at Police Station City Sirsa, District Sirsa.

Heard learned counsel for the rival parties.

The petitioners were arrested on 13.06.2016 and are in jail since then. The petitioners have been found in possession of 1080 tablets of Alprazolam 0.5, 140 tablets of Librosar and 30 tablets of Almax.

Learned counsel for the petitioners submits that only 10 tablets have been sent for chemical examination and disputed that the petitioners cannot be prosecuted on the assumption that the samples sent for analysis and the bulk parcels containing the same tablets.

In view of the fact that the issue, of sending samples for chemical analysis, is debatable and is under consideration of this Court, I am inclined to grant bail to the petitioners.

ORDER

- (i) CRL. MISC. No.M-27522 OF 2017 is allowed.
- (ii) Both the petitioners be released on regular bail to the satisfaction of the concerned CJM/Duty Magistrate.

8th AUGUST, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>