

CRM-M-30276-2017

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

CRM-M-30276-2017

Date of Decision: 24.08.2017

Balwant Singh @ Banta

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. A.S.Khosa, Advocate,
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Balwant Singh @ Banta has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.81 dated 03.06.2017, registered at Police Station Sadar Fazilka, District Fazilka, under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

CRM-M-30276-2017

From the record, I find that recovery of 16 kgs of poppy husk has been effected from the present petitioner. The aforesaid quantity falls in non-commercial category.

The petitioner has been in custody since 03.06.2017. Recovery has already been effected in the present case and the petitioner is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of Rs.30,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

24.08.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No