

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

**Criminal Misc. No. M-42906 of 2017
Date of Decision:-17.11.2017**

Parvinder Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present:- Mr. Satnam Singh Gill, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH J.(Oral)

The allegations against the petitioner Parvinder Singh in this regular bail application under Section 439 Cr.P.C. in case FIR No.152 dated 30.9.2017, under Section 15 of the NDPS Act, registered at Police Station Ismailabad, District Kurukshetra, are that on 30.9.2017 from his conscious possession 10 kilograms of poppy husk was recovered leading to registration of the present FIR.

Counsel for the petitioner contends that the petitioner is behind the bars since almost more than 1-½ months and that only non-commercial quantity has been recovered from the petitioner.

Learned State counsel though has not disputed and displaced

the factual scenario but has strongly opposed the grant of bail to the petitioner on the ground of heinousness of offence and seriousness of crime.

Appreciating the facts that non-commercial quantity has been recovered from the possession of the petitioner and keeping in view the period of incarceration undergone by the petitioner and the fact that the trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is unwarranted. Accordingly, he is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Kurukshetra.

The petition stands disposed off accordingly.

November 17, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No