

208.

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

CRM-M-43804-2017

Date of decision:15.12.2017.

HARWINDER KUMAR @ JINDER

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Gursimran Singh Madaan, Advocate,
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.174 dated 13.09.2017 under Sections 15 and 25 of NDPS Act, registered at Police Station Kartarpur, District Jalandhar (Rural).

Learned counsel for the petitioner states that the alleged recovery is 51 kg of poppy husk which is marginally higher than the non-commercial quantity. Petitioner is in custody since 13.09.2017. There is no other case pending against him. The trial in the case will take long time, therefore, the petitioner may be released on bail.

Learned State counsel has filed the custody certificate of the petitioner in court today, which is taken on record. He does not dispute the quantity recovered as well as the custody of the petitioner.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 13.09.2017 and the trial in the case will take long time coupled with the fact that the recovered quantity is marginally higher than the non-commercial quantity, he is admitted on bail subject to his furnishing adequate bail/surety bonds to the satisfaction of the trial Court.

Accordingly, present petition is allowed.

(HARI PAL VERMA)
JUDGE

15.12.2017
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.