

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-33119 of 2018
Date of decision: September 24, 2018

Abdul Rehman

... Petitioner

versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. G. S. Nahel, Advocate,
for the petitioner.

Mr. J. S. Walia, Sr.DAG., Punjab.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks concession of regular bail in case FIR No. 10 dated 28.1.2018 under Sections 15/61/85 of NDPS Act, 1985 registered at Police Station City 2 Malerkotla, District Sangrur.

The FIR came to be registered because 55 Kg. of poppy husk was recovered from the petitioner.

Learned counsel for the petitioner submits that the petitioner has been in custody since 28.1.2018. The investigation is complete but no PW has been examined. Thus, the petitioner be released on regular bail.

Learned State counsel opposes the prayer on the ground that there is one more case registered against the petitioner under the NDPS Act, 1985.

Learned counsel for the petitioner submits that in the other case non-commercial quantity of poppy husk was recovered from the petitioner and that he is already on regular bail in the said case.

Considering the fact that the investigation in this case is

complete and that examination of PW has not yet commenced, no useful purpose would be served by keeping the petitioner in custody indefinitely.

Keeping in view the facts and circumstances of this case, I deem it appropriate to allow this petition and grant regular bail to the petitioner.

Thus, the petition is allowed and the petitioner-Abdul Rehman is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

(SUDHIR MITTAL)
JUDGE

September 24, 2018
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Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No