

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

CRM-M No.43878 of 2017

Date of Decision: 10.08.2018

Lakhwinder Singh @ Bittu

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. L.S. Sekhon, Advocate
for the petitioner.

Mr. C.L. Pawar, Sr. D.A.G., Punjab.

DAYA CHAUDHARY, J. (ORAL)

Learned counsel for the petitioner submits that vide order dated 15.02.2018, the petitioner was released on interim bail and it was stated therein that 17 kgs of poppy husk was recovered from him. However, vide order dated 03.04.2018, it was mentioned that the actual recovery is 70 kgs of poppy husk. The petitioner remained in custody for approximately eight months prior to his releasing on interim bail. The alleged recovery is marginally more than the commercial quantity. All witnesses are official witnesses and there is no possibility that the petitioner may influence the witnesses and tamper with the evidence.

The interim protection was granted by considering the alleged recovery to be 17 kgs of poppy husk, whereas, actually it was 70 kgs. Accordingly, the petitioner is directed to surrender before the trial Court within in a period of two weeks and move an application for regular bail,

which shall be considered by it and the same be decided within a period of two weeks thereafter.

The petition is disposed of accordingly.

10.08.2018
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No