

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

Sr. No.210

**CRM-M-46325-2017
Date of decision : 09.01.2018**

Kishan Lal Dangi

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

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

Mr. Deepak Sabharwal, Addl. A.G., Haryana.

SUDHIR MITTAL, J. (Oral)

The petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.523 dated 14.10.2017, under Sections 15/29-61-85 of NDPS Act, 1985, registered at Police Station Shahbad, District Kurukshetra.

2. As per the contents of the FIR, a truck was searched by the police upon receipt of a secret information and 55 kilograms of poppy husk was recovered. The truck was being driven by one Rahis Khan and its cleaner Aarif Khan was also travelling therein.

3. Learned counsel for the petitioner submits that the petitioner was not named in the FIR nor any recovery has been effected from him. His name has been included on the disclosure statement of the co-accused and he has been in custody since 17.10.2017.

4. Learned State counsel submits that the petitioner is indulging in the business of selling poppy husk. He was working at a dhabha in Rajashtan, but has since turned to the business of dealing in poppy husk. He

further submits that the contraband so seized was sold by the petitioner for a sum of Rs.30,000/-.

5. The challan in this case has already been presented before the special Court concerned, but charges have not been framed.
6. Considering the totality of the facts and circumstances of the present case, I deem it appropriate to order the release of the petitioner on bail pending trial on his furnishing bail and surety bonds to the satisfaction of the trial Court/special Court concerned.
7. The petition stands disposed of.

(SUDHIR MITTAL)
JUDGE

January 09, 2018
Ramandeep Singh
Whether speaking / reasoned
Whether Reportable

Yes / No
Yes/ No