

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

**CRM-M-7191-2018
Date of Decision: 27.03.2018**

Baldev Singh

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HONBLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Prabhjot Kaur Virk, Advocate,
for the petitioner.

Mr. Manish Bansal, DAG, Haryana
with SI Krishan Chand.

SUDIP AHLUWALIA J. (ORAL)

The instant petition has been filed under Section 438 of the Code of Criminal Procedure seeking anticipatory bail in case FIR No.124 dated 20.05.2017, registered under Sections 15, 16, 61 and 85 of Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station City Mandi Dabwali, District Sirsa, Haryana.

Admittedly, the petitioner was not apprehended from the spot. Four bags of Poppy Husk are therefore alleged to have been recovered from newly constructed room of the petitioner's house. While it is mentioned in the FIR that the petitioner indulges in selling Poppy Husk powder according to a secret information, there is admittedly no history of any other case having been drawn up against him apart from the present one in which the recovery was not made from him directly.

In the given circumstances, the petition is allowed and the petitioner is ordered to be released on bail to the satisfaction of Arresting/Investigating Officer.

March 27, 2018

(SUDIP AHLUWALIA)
JUDGE

Divyanshi

1. Whether speaking/reasoned: Yes
2. Whether reportable: No