

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

CRM-M-8774-2018 (O&M)

Date of decision:03.04.2018

Ashok Kumar

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Atul Lakhanpal, Senior Advocate with
 Mr. Arjun Lakhanpal, Advocate for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case F.I.R. No.222, dated 12.06.2017, under Section 15/27/A/29/61/85 of the NDPS Act, registered at Police Station Tosham, District Bhiwani.

Counsel for the parties have been heard.

As per prosecution version, based on secret information, a commercial vehicle was intercepted on 12.06.2017 and during the search of the vehicle, 600 kilograms of poppy husk was effected. Three persons were apprehended on the spot i.e. Vishnu Kumar (driver of the offending vehicle), Rohtash @ Nathu and Sushil Kumar S/o Gian Singh.

Petitioner herein was not apprehended on the spot and as such, no recovery has been effected from his conscious possession. He is sought to be implicated on the strength of the disclosure statement of the co-accused.

Investigation in the case is complete and challan already stands presented.

Trial is at the very initial stage and would take time to conclude.

Petitioner has faced incarceration since 21.06.2017.

Petitioner is not stated to be involved in any other case under the NDPS Act.

Without making any observations on merits, present petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate concerned.

Petition disposed of.

03.04.2018

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |