

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

CRM-M-5052-2019 (O&M)
Date of decision : 23.05.2019

Raju

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Suresh Kumar Arya, Advocate for the petitioner.

Mr. Ramdeep Pratap Singh, DAG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

Prayer in the petition is to grant regular bail to the petitioner in FIR No.70 dated 27.07.2018 registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Julkan, Patiala, District Patiala (Punjab).

Learned counsel for the petitioner contends that the petitioner is only a car mechanic working in a Work shop near Mahindra College, Patiala and recovery of poppy husk of 85 kg is from the dicky of the car owned by the co-accused. He further submits that the petitioner is in custody since 27.07.2018. Investigation is complete. Challan has been presented.

It is debatable as to whether petitioner was in conscious possession of the narcotics or not. The trial of the case is likely to take time. As per the Sub Inspector namely Mukhtiar Singh, who is present in the Court, petitioner is not involved in any other case. Accordingly, the petitioner is directed to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Patiala.

In view of the above, the present petition is allowed.

23.05.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No