

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

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CRM-M-18117-2019

Date of decision : 18.10.2019

Tariq Ahmad Wani @ Tarak Ahmad and another

... Petitioners

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Navkiran Singh, Advocate for the petitioners.

Mr. K.K. Bheniwala, Addl. A.G., Punjab

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking regular bail in FIR No.26, dated 08.03.2019, under Section 15 and 25 of the NDPS Act, registered at Police Station Goraya, District Jalandhar Rural.

Learned counsel for the petitioners contends that the allegations against the petitioners are that two suitcases each containing 45 kgs. of poppy husk (total 90 kgs. of poppy husk) was recovered from them. If the quantity is divided between the two petitioners then the recovery would be less than commercial quantity. The petitioners are in custody for over seven months and are not involved in any other case under the NDPS Act.

Learned State counsel, upon instructions from ASI Jagdish Singh, contends that none of 12 prosecution witnesses has been examined.

Heard.

In view of the submissions of the learned counsel for the petitioners especially when the petitioners are in custody for over seven

months, they are not involved in any other case under the NDPS Act and the conclusion of the trial is likely to take sometime, I deem it a fit case to grant the concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

October 18, 2019
sonia gugnani

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