

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20570-2019
Date of decision: 21.08.2019

Chhinder Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.S. Sekhon, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.36 dated 18.03.2019 under Section 15 of NDPS Act, registered at Police Station Kotbhai, District Sri Muktsar Sahib.

Learned counsel for the petitioner submits that as per allegations in the FIR, the police party, on suspicion, apprehended the petitioner, who was coming on his motorcycle with a plastic bag and when notice under Section 50 of NDPS Act was served, the petitioner reposed confidence in the Investigating Officer, who later on conducted the search and recovered 4 kg of poppy husk. It is further submitted that recovery is of non-commercial quantity and the petitioner is not involved in any other case.

Learned State counsel has filed the basis of custody certificate filed

in the Court today and as per this custody certificate, the petitioner has undergone the judicial custody of about five months. Learned State counsel submits that challan stands presented; charges have been framed and the case is at the stage of recording the prosecution evidence.

Without commenting anything on merits of the case, considering the aforesaid submissions made by learned counsel for the parties, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

21.08.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No