

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

CRM-M-20599 of 2019

Date of decision: 06.11.2019

Kulwinder Singh @ Kinda

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Arshdeep Singh Brar, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

HARINDER SINGH SIDHU, J.

Prayer is for grant of regular bail in case FIR No.86 dated 05.09.2018 under Section 15 of NDPS Act registered at P.S Sadar Kotkapura, District Faridkot.

As per allegations in the FIR, 54 kg of poppy husk was recovered from the petitioner.

Learned counsel for the petitioner contends that the alleged recovery of contraband is marginally higher than the commercial quantity and that the petitioner is in custody since 05.09.2018.

Opposing the petition, the learned State counsel has submitted that out of 19, 05 prosecution witnesses have already been examined.

Without commenting anything on the merits of the case and also bearing in mind the fact that the petitioner is in custody since 05.09.2018 in my opinion, no useful purpose will be served by detaining the petitioner behind bars any further. The petition, as such, is accepted. Petitioner Kulwinder Singh @ Kinda is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial

Court/Chief Judicial Magistrate/Duty Magistrate concerned.

However, in case the petitioner indulges in any activity akin to one for which he has been convicted, while on bail, the prosecution agency will be at liberty to seek the cancellation of the order granting bail to the petitioner.

This present petition stands accepted accordingly

November 06, 2019
manoj

(Harinder Singh Sidhu)
Judge