

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20731-2019

Date of decision: 13.05.2019

Vinod Kumar @ Jagga

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Ashmeet Gill, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.115 dated 25.07.2018 under Section 15 of NDPS Act, registered at Police Station Siwan, District Kaithal.

Learned counsel for the petitioner submits that as per allegations in the FIR, the petitioner was apprehended by the Investigating Officer, on receiving a secret information that a person is carrying poppy heads in a car and if a raid is conducted, he can be nabbed. It is further submitted that the alleged recovery of poppy heads weighing 9 kg 800 grams is from dikki of the car and the same would fall in the non-commercial quantity. Learned counsel further submits that the petitioner is first offender and he is not involved in any other case. It is also submitted that the petitioner was granted interim bail on 24.09.2018 awaiting the FSL report and after receiving the same, the petitioner

has surrendered before the trial Court on 26.04.2019 and since then, he is in custody.

Learned State counsel has filed the custody certificate dated 10.05.2019 in the Court today and has not disputed the factual position.

Without commenting anything further on merits of the case, considering the arguments raised 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 bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

13.05.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No