

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

**CRM-M-44280 of 2019
Date of Decision: 18.12.2019**

Lakhwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

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

Mr. M.S.Nagra, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 75 dated 11.06.2017 registered under Section 15 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Kot Isse Khan, District Moga.

Learned counsel for the petitioner states that the recovery from the petitioner is 70 Kgs. of poppy husk. Petitioner was granted interim bail by the Coordinate Bench of this Court on 15.02.2018 but ultimately, the petitioner was directed to surrender before the trial Court and petitioner is in custody since 20.08.2019. Now he is in custody for more than 11 months.

On the instructions from ASI Gurdeep Singh, learned State counsel states that out of 18 prosecution witnesses, only 1 has been examined.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side and taking into consideration the commercial quantity, the custody period and the stage of the case pending before the trial Court, the petition is allowed and the petitioner is ordered to be released on regular bail to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

18.12.2019
Maninder

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No