

CRM-M-4754-2020

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

CRM-M-4754-2020
Date of Decision:07.02.2020

Suraj Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Lakhvinder Singh Dandiwal, Advocate,
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

HARNARESH SINGH GILL, J.(Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.339 dated 24.10.2019, registered at Police Station Sadar Mansa, District Mansa, under Sections 15 and 25 of NDPS Act, 1985.

Learned counsel for the petitioner contends that 3 kg of poppy husk has been effected in the present case and the same falls in non-commercial category.

On the other hand, learned State counsel opposes the prayer made in the present petition. However, the learned State counsel, on instructions from ASI Avtar Singh, submits that out of 09 prosecution witnesses, 01 witness has already been examined. He also states that there are two other cases pending against the petitioner.

I have heard learned counsel for the petitioner and the learned

State counsel.

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Admittedly, the recovery effected in the present case falls in non-commercial quantity. The petitioner has been in custody since 24.10.2019. The trial of the case would take time to conclude. He has already been released on bail in two other cases pending against him. Therefore, no useful purpose would be served by keeping him behind the bars.

In view of the above, without commenting anything on the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

07.02.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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