

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

CRM-M No.17268 of 2020 (O&M)

Date of Decision: 26.10.2020

Manpreet Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Amit Kumar Walia, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C. for grant of bail pending trial to the petitioner in FIR No.59 dated 20.04.2020, under Sections 15, 25, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Longowal, District Sangur.

This Court, on the previous date of hearing i.e. 05.08.2020, passed the following order:-

“ Inter alia contends that alleged recovery from the petitioner is 7 kg of poppy husk.

The above factual position is not disputed by learned State counsel, but he seeks time to verify the status of the investigation.

On his request, adjourned to 26.10.2020.

Since the recovery is only 7 kg of poppy husk, thus, embargo of Section 37 NDPS Act would not be attracted in this case. Consequently, let petitioner be released on interim bail till the next date of hearing on his furnishing bail bonds/surety

bonds to the satisfaction of the trial Court/Duty Magistrate concerned. ”

Learned Counsel for the petitioner stated that in terms of above order dated 05.08.2020, petitioner has joined the proceedings before learned trial Court and was released on interim bail.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from ASI Harchetan Singh.

In view of above, interim order dated 05.08.2020, passed by this Court, is made absolute and the present petition stands disposed off.

It is made clear that the petitioner shall fully co-operate with the learned trial Court and will not seek unnecessary adjournments.

It is also clarified that in case there is any recurrence on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

The above observations may not be construed as an expression of opinion on the merits of the case.

October 26th, 2020

(MAHABIR SINGH SINDHU)
JUDGE

Gagan

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No