

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

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CRM-M No.23439 of 2020 (O&M)
DATE OF DECISION : 25th AUGUST, 2020

Satnam Singh

.... **Petitioner**

Versus

State of Haryana

.... **Respondent**

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present: Mr. D.P.S. Bajwa, Advocate for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

CRM-20198-2020

The application is allowed as prayed for.

CRM-M No.23439 of 2020

The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of bail pending trial in case FIR No.140 dated 06.07.2020 registered under Section 15 of the NDPS Act at Police Station Garhi, District Jind.

It is contended by the counsel for the petitioner that the case against the petitioner is totally concocted. The petitioner was picked up by the police from his home and thereafter, the alleged recovery has been thrust upon the petitioner. The incident of the police taking the petitioner from his home is recorded even in a CCTV footage. Otherwise, also the alleged recovery from the petitioner is only 7 kg of

poppy husk, which is a non-commercial quantity. There is no other case against the petitioner. The petitioner is in custody since 06.07.2020.

Notice of motion.

Mr. Arun Beniwal, DAG, Haryana, accepts notice on behalf of the State.

The learned counsel for the State, being instructed by ASI Rajesh Kumar, has submitted that the petitioner has been apprehended with a huge quantity of contraband. Therefore, the petitioner does not deserve any concession of bail. However, it is not disputed that the quantity of poppy husk recovered from the petitioner is non-commercial one and that there is no other case against the petitioner.

In view of the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

25th AUGUST, 2020
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>