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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.20719 of 2021(O&M)
Date of Decision: 20.07.2021

Harpreet Singh @ Jagga

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Prashant Vashisth, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.21 dated 23.02.2021 registered under Section 15-C of the NDPS Act at Police Station Division No.1, Ludhiana City.

As per prosecution case, 51 kgs of poppy husk was allegedly recovered from the car.

Learned counsel for the petitioner submits that the alleged recovery is marginally in excess of the quantity

prescribed for commercial category. He refers to **Shinda Vs. State of Punjab, 2013(3) RCR (Criminal) 557** and **Lakhwinder Singh @ Bittu Vs. State of Punjab, 2012(22) RCR (Criminal) 301.**

Learned State counsel, however, opposed the bail on the ground that the quantity is commercial in nature and further submits that the petitioner is involved in one more case, in which he has already undergone the sentence.

Looking to the aforesaid facts and in view of the situation arising out due to COVID-19 pandemic, I deem it appropriate to enlarge the petitioner on regular bail without adverting to the merits of the case.

In view of above, petition is allowed. Petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court/concerned Duty Magistrate.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

(RAJ MOHAN SINGH)
JUDGE

20.07.2021

Prince

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No