

[236] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54938-2023
Date of Decision : 23.01.2024

Jagpal alias Jug Pal ...Petitioner
versus
State of HaryanaRespondent

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Sanyam Khetarpal, Advocate for the petitioner.
Mr. Naveen Kumar Sheoran, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

[1] The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.0255 dated 01.08.2023 under Section 15 of NDPS Act, 1985 (Section 61 of NDPS Act deleted), registered at Police Station Sector 31, Faridabad.

[2] Admittedly, the recovery of 1.400 kgs. of *churapost (poppy straw)*, allegedly recovered from the possession of the petitioner falls in the non-commercial category. Bail to the petitioner has been declined on the ground that he is involved in two more cases pertaining to NDPC Act.

[3] Having regard to the fact that recovered quantity of contraband falls in the non-commercial category and the petitioner is in custody since 01.08.2023 and that trial may take long time to conclude, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned, on usual terms and conditions.

(DEEPAK GUPTA)
JUDGE

23.01.2024

'Rajneesh'

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