

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

**CRM-M No.14639 of 2015 (O&M)
Decided on : 11.05.2015**

Balvir Singh

.... Petitioner

Vs.

State of Punjab

.... Respondent

CORAM:- HON'BLE MR. JUSTICE MAHESH GROVER

Present:- Mr. Akshay Jain, Advocate
for the petitioner.

Mr. Rupam Aggarwal, DAG, Punjab.

MAHESH GROVER, J.(Oral)

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail in FIR No.155 dated 27.12.2014 registered under Section 22 of NDPS Act, 1985 at Police Station Sadar Mansa, District Mansa.

The petitioner was found in possession of 300 tablets of Alpro 0.5 and 1000 tablets of Tarmoset. It is averred by learned counsel for the petitioner that 300 tablets of Alpro 0.5 constitutes a non-commercial quantity whereas 1000 tables of Tarmoset do not fall within the ambit of NDPS Act. The salt established is that of Tramadol Hydrochloride. It is further contended that the petitioner is in custody since 27.12.2014 and challan has been submitted. It is further contended that there is no other case pending against the petitioner.

Learned counsel for the State does not controverted the period of custody of the petitioner.

On due consideration of the matter and noticing that the petitioner is found in possession of non-commercial quantity and the

fact that the petitioner is in custody since 27.12.2014 and there is no other case against the petitioner, the instant petition is accepted. It is directed that the petitioner be released on bail in terms of Section 439 Cr.PC subject to his furnishing of bail bonds to the satisfaction of learned Trial Court/Duty Magistrate, Mansa.

Nothing said herein shall be construed to be an expression on the merits of the case.

11.05.2015
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(Mahesh Grover)
Judge