

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

CRM-M-22218-2015 (O&M)
Date of decision : 20.07.2015

Amrik Ram @ Meeka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner.

Mr. Mehardeep Singh, DAG, Punjab,
assisted by ASI Labh Singh.

JITENDRA CHAUHAN, J.

The present petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.66 dated 21.05.2014, registered under Sections 22 and 25 of the NDPS Act, at Police Station Payal.

It is averred in the petition that the petitioner is in custody since 21.05.2014. He is not involved in any other FIR under the NDPS Act. The substance recovered from the petitioner comes within the definition of manufactured drugs, therefore, the provisions of NDPS Act are not attracted in the present case.

The learned State counsel, on instructions, submits that the trial is in progress and out of ten prosecution witnesses, five have

already been examined.

Heard.

This is the second bail petition filed by the petitioner. The quantity recovered being commercial, the bar under Section 37 of the NDPS Act operates. The trial is moving at a satisfactory pace. Whether the substance recovered from the petitioner is a manufactured drug, shall be determined by trial Court.

In view of the above, no case for grant of bail is made out.

Dismissed.

20.07.2015
atulsethi

(JITENDRA CHAUHAN)
JUDGE