

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

CRM-M-22551 of 2015

Date of Decision: September 15, 2015

Seema

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Divya Vishavjeet Singh, Advocate
for the petitioner.

Mr. C.S. Brar, DAG, Punjab.

FATEH DEEP SINGH, J.

This is a petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.97 dated 24.06.2014 under Sections 22,61,85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Sadar Jagraon, Ludhiana (Rural) Punjab.

The allegations against the petitioner-Seema in this regular bail application are that on 24.6.2014 she was found in illegal possession of 50 grams of intoxicant powder which has been detected as 'Diphenoxylate'. The contentions of the learned counsel for the petitioner that the same falls within the non-commercial quantity in view of the amended definition of Section 2 (7) of the NDPS Act, 1985 and that the petitioner is in custody since 18.5.2015 could not be controverted on behalf of the State.

In view thereof and keeping in view that the

petitioner is in custody since 18.5.2015 and that the trial is not likely to be concluded in near future and that no purpose would be served by keeping the petitioner behind the bars, without adverting anything on the merits of the case, the present petition for grant of regular bail is allowed. Petitioner be admitted to bail to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

September 15, 2015

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