

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-27596 of 2015

Date of decision : 24.09.2015

Gagandeep @ Ashu

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Narinder Singh Lucky, Advocate for the petitioner

Mr. V.P.S. Sidhu, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 4 dated 06.01.2015 registered at Police Station Sadar, District Kapurthala under Sections 21/22/61/85 of NDPS Act.

Learned counsel for the petitioner contends that petitioner is in custody since 06.01.2015 and trial is taking time and bail may be allowed.

Learned State counsel has opposed the bail application and has urged that the recovery effected is commercial in nature and the petitioner was arrested from the spot and besides the contraband, ₹ 7 lacs was recovered from the accused. He urges that on search of the petitioner, recovery of ₹ 2 lacs and 120 grams of intoxicant powder was effected.

The recovery effected from the petitioner is commercial in nature. There is bar under Section 37 of the NDPS Act. No case for bail is made out.

The petition is dismissed.

September 24, 2015

**(ANITA CHAUDHRY)
JUDGE**