

CRM-M-4597 of 2015

Date of Decision: 18.02.2015

Sudesh Rani @ Suresh Rani

---Petitioner

versus

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. A.S.Gagrha, Advocate
for the petitioner

Mr.Gazi Mohammad, DAG, Punjab
for the respondent-State

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

REKHA MITTAL, J.

The petitioner prays for grant of regular bail in FIR No. 117 dated 26.5.2014 registered at Police Station, Morinda, District Runagar for offence punishable under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (in short "the Act").

Counsel for the petitioner inter alia contends that the alleged recovery of 500 tablets from the petitioner, in view of analysis by the forensic science laboratory contains 32 grams of Diphenoxylate Hydrochloride and the commercial quantity in regard thereto starts from more than 50 grams, therefore, the recovery falls within the purview of non-commercial quantity. The petitioner is in custody for the past about 10 months and ready to face proceedings in accordance with law.

Counsel for the State has fairly conceded that the alleged recovery falls within purview of non-commercial quantity.

Without meaning to express any opinion on merits of the controversy, bail to the petitioner on her furnishing bail bonds to the satisfaction of the trial court. However, the petitioner shall remain bound by the following conditions:-

- (ii) she shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and
- (iii) she shall not leave India without previous permission of the Court.

(REKHA MITTAL)
JUDGE

18.02.2015
PARAMJIT