207 **IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDGRH**

CRM-M-7181 of 2015
Date of decision: 24.03.2015

Balwant Singh @ Bittu **.....Petitioner**

Versus

State of Punjab **....Respondent**

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Davinder Singh Khurana, Advocate
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab
for the respondent-State.

Jaspal Singh, J. (Oral)

This order shall dispose of petition under Section 167(2) read with Section 439 Cr.P.C., for grant of bail to petitioner-Balwant Singh alias Bittu in case FIR No.57 dated 03.06.2014, under Sections 21, 61 and 85 of NDPS Act registered at Police Station City-II Abohar, District Fazilka.

A copy of the report of Chemical Examiner, Punjab has been furnished, same is taken on record subject to all just exceptions.

Learned State counsel has been fair enough to concede that ingredients found during analysis of the sample is Tramadol Hydrochloride which does not fall to list of the articles so as to attract the provisions of Narcotic Drugs and Psychotropic Substance Act, 1985 (for brevity 'Act' only).

Accordingly, offence under Section 21 of the Act is not made out. As such, petition is allowed and petitioner is ordered to be released on bail at the satisfaction of the Judge, Special Court/Chief Judicial Magistrate, Fazilka (Punjab).

March 24, 2015 **(JASPAL SINGH)**
m. sharma **JUDGE**

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I attest to the accuracy and
integrity of this document