

**CRM-M-10017-2016 and
CRM-M-15048-2016**

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

Date of Decision: 22.08.2016

1. CRM-M-10017-2016

Ranjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-15048-2016

Inderjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. B.S.Bhalla, Advocate,
for the petitioner in CRM-M-10017-2016.

Mr. B.S.Saroha, Advocate,
for the petitioner in CRM-M-15048-2016.

Ms. Shivali, AAG, Punjab.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-10017-2016, filed by
petitioner-Ranjit Singh and CRM-M-15048-2016, filed by petitioner-

**CRM-M-10017-2016 and
CRM-M-15048-2016**

Inderjit Singh, under Section 439 Cr.P.C. for grant of regular bail in case FIR No.173 dated 25.11.2014, registered at Police Station City Malout, under Section 21 of NDPS Act and Sections 465, 471, 473 and 120-B of IPC.

Notice of motion has been issued in both the cases.

Ms. Shivali, AAG, Punjab has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner and learned State counsel and have gone through the record.

As per the version of FIR, a secret information was received that a Toyota Corolla car, driven by Jasbir Singh alias Pehalwan and occupied by Jugraj Singh, Sandeep Singh, Amarjeet Singh and another Innova vehicle in which Amolak Singh, Inderjeet Singh and four unidentified persons were sitting, were bringing heavy quantity of heroin from the area of Rajasthan. Initially, Innova vehicle was seen coming which got successful in running from the spot. However, Toyota Corolla Car, following the Innova Car, was apprehended at the spot. Four young boys were found sitting in the Toyota Corolla Car. It is the case of the prosecution that 21 packets of heroin, weighing 1 kg of each, were recovered.

The petitioners have been nominated in this case. The trial is going on. The aforesaid recovery of heroin falls under commercial quantity, therefore, no ground is made out to grant benefit of bail to the

**CRM-M-10017-2016 and
CRM-M-15048-2016**

petitioners as Section 37 of NDPS Act bars the benefit of bail to the accused in case of commercial quantity.

Keeping in view the facts and circumstances of the present case and in view of the fact that recovered contraband falls within the category of commercial quantity, I do not find it a fit case where the petitioners are entitled for the benefit of regular bail.

Therefore, finding no merit in the present petitions, the same are dismissed.

However, it has been brought to the notice that only three formal witnesses remains to be examined. ASI/SHO Gurdeep Singh Sekhon, present in Court, is directed to produce the remaining witnesses before the trial Court at the earliest, preferably on the next date.

22.08.2016
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No