

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

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**CRM-M-11452-2016 (O&M).
Decided on: April 4, 2016.**

Gurpeet Singh

..... Petitioner(s)

Versus

State of Punjab

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

**PRESENT Mr.Prateek Pandit, Advocate,
for the petitioner.**

M.M.S. BEDI, J (ORAL).

While on interim bail granted by the trial Court for having been found in possession of 60 gms. of salt containing diphenoxylate hydrochloride, the petitioner absented on 9.3.2016, and instead of surrendering before the Special Court, Kapurthala, the petitioner opted to seek relief under Section 438 Cr.P.C. The trial Court has dismissed the application vide order dated 9.3.2016.

The petitioner having been found in possession of commercial quantity of diphenoxylate hydrochloride, cannot be granted the concession of pre-arrest bail by way of extension of the interim order which interim order had been passed in favour of the petitioner till the receipt of report of chemical examiner.

No ground is made out for granting the concession of pre-arrest bail to the petitioner.

The petition is dismissed without prejudice to the right of the petitioner to seek concession of regular bail by surrendering before the Court.

**April 4, 2016.
rka**

**(M.M.S. BEDI)
JUDGE**