

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

CRM-M No. 14583 of 2016 (O&M)

Date of Decision: 04.05.2016

Parudhuman Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. L.M. Gulati, Advocate
for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Gurmeet Singh.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 439, Criminal Procedure Code, on behalf of petitioner/accused-Parudhuman Singh is for grant of regular bail in case FIR No. 55, dated 04.07.2014, for offences punishable under Sections 21/22/61/85, NDPS, Act, registered at Police Station Jhandher, District Amritsar.

There is alleged recovery of 200 grams of intoxicating powder containing *Alprazolam* from the conscious possession of the petitioner/accused.

Due to non-availability of FSL report, the petitioner was granted interim bail on 04.09.2014 and after the receipt of the same, the petitioner was taken in custody on 09.02.2016, thus, the custody period is for five months only.

Learned counsel for the petitioner has been heard.

Learned State Counsel, assisted by ASI Gurmeet Singh, points out that the seized quantity is commercial in nature and the case is now fixed for evidence of prosecution on 09.05.2016.

Keeping in view the nature of seized quantity i.e. commercial in nature and the bar of under Section 37 of NDPS Act, no case for grant of bail is made out.

Accordingly, the present petition stands dismissed.

May 04, 2016

**(JASWANT SINGH)
JUDGE**

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