

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

**Criminal Misc.No.M-15836 of 2016 (O&M)
Date of Decision : 07th October, 2016**

Satnam alias Pappu

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. B.S.Kathuria, Advocate
for the petitioner.

AJAY TEWARI, J. (Oral)

Petitioner has preferred the instant petition under Section 439 Cr.P.C., seeking regular bail in case FIR No.41 dated 25.05.2015, registered at Police Station Mukandpur, District Shaheed Bhagat Singh Nagar, under Section 22 of the Narcotic Drugs & Psychotropic Substances Act, 1985.

Short affidavit of Surinderpal Khanna, PPS, Superintendent, Central Jail, Ludhiana on behalf of respondent-State has been filed. Same is taken on record.

As per order dated 22.09.2016, passed by this Court, the petitioner was got medically examined by the Board of Doctors at CMC Ludhiana who have reported that he is suffering from the following diseases:-

“Diabetes Mellitus Type 2 with Diabetic Sensorimotor Peripheral neuropath.

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Systemic hypertension

Ischemic heart disease.”

Learned counsel for the petitioner states that the recovery is of 60 grams of 'Diphenoxylate Hydrochloride' which is marginally above the commercial quantity.

Learned State counsel, on instructions from ASI Vijay Kumar, has accepted these factual assertions.

In this view of the matter, I do not deem it appropriate to deny the concession of bail to the petitioner.

Accordingly, the instant petition stands allowed. Bail to the satisfaction of learned trial Court/Duty Magistrate.

07th October, 2016

mamta

**(AJAY TEWARI)
JUDGE**

Whether speaking

Yes/No

Whether Reportable

Yes/No