

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

CRM-M-23416 of 2016 (O&M)

Date of decision: 07.10.2016

Gurcharan Singh @ Charna

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Bharat Singh.

Jitendra Chauhan, J. (Oral)

This petition under Section 439 of the Code of Criminal Procedure is for grant of regular bail in FIR No.90 dated 13.04.2015, registered under Section 21-B of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') at Police Station Kalanwali. District Sirsa.

There is no representation on behalf of the petitioner.

It is averred in the petition that no recovery has been effected from the petitioner. He is no more required by the police for any purpose whatsoever. It is further averred in the petition that he is in custody since 13.04.2015.

On the other hand, the learned State counsel, on

instructions submits that all the PWs have been examined in the present case.

Keeping in view the fact that the the trial is at fag end; the quantity allegedly recovered in the instant case is commercial and in view of the bar as provided under Section 37 of the NDPS Act, no case for grant of relief sought, is made out.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

07.10.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No