

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

CRM-M-30327-2016 (O&M)

Date of decision : 27.09.2016

Mahesh Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: None for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by HC Mam Raj.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.83 dated 13.08.2015, registered under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at P.S. Rahon, Distt. S.B.S. Nagar.

Case file perused and heard learned State counsel.

This is the second bail petition filed by the petitioner under Section 439 Cr.P.C. before this Court. No fresh circumstance in favour of the petitioner has been indicated. Even otherwise, the contraband recovered from the petitioner falls under the category of commercial quantity and the bar of Section 37 NDPS Act applies.

In this view of the matter, no case for grant of bail is made out.

ATUL SETHI
2016.09.30 17:24
I attest to the accuracy and
authenticity of this document
Chandigarh

Dismissed.

However, keeping in view the fact that the petitioner is in custody since 13.08.2015 and two prosecution witnesses are yet to be examined, the trial Court is directed to expedite the trial and conclude the same preferably within four months from today.

27.09.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No