

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

CRM No.M-32316 of 2016 (O&M)
Date of Decision: September 14, 2016

Sikander Singh

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.142 dated 01.12.2014 under Sections 21 and 22 of the NDPS Act, registered at Police Station Makboolpura, District Amritsar.

I have heard learned counsel for the petitioner and have gone through the record.

From the record, I find that in the present case, the recovery from the present petitioner is 155 grams of intoxicant powder, which, as stated, falls under commercial quantity.

Alprazolam salt has been found in the intoxicant and more than 50 grams falls under commercial quantity. Section 37 of the NDPS Act bars the grant of bail in the cases of commercial quantity. Earlier the interim bail

was granted to the petitioner and then he absented from the proceedings.

Keeping in view the fact that commercial quantity has been recovered as per the FIR, I do not find it a fit case where petitioner is entitled to benefit of anticipatory bail.

Therefore, finding no merit in the present petition, the same is dismissed.

September 14, 2016
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No