

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

**CRM No.M-33296 of 2016 (O&M)**

Date of decision: September 28, 2016

Liquat Ali alias Babu

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. Mohd. Yousaf, Advocate  
for the petitioner.

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**INDERJIT SINGH, J.**

Petitioner-Liquat Ali alias Babu has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.70 dated 24.07.2015 registered at Police Station City-I, Malerkotla, District Sangrur, under Sections 20 of Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued in this case.

Ms. Shivali, Asstt. Advocate General, Punjab, has accepted notice on behalf of the respondent-State and contested this petition.

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

From the record, I find that 2 kgs of charas has been recovered from the present petitioner along with co-accused, which falls in commercial quantity. Therefore, bar of Section 37 of the NDPS Act will apply in this case and the petitioner is not entitled to the benefit of bail.

Therefore, in view of the above discussion, I do not find any merit in this petition and the same is dismissed

September 28, 2016  
rajesh.k.khurana

(INDERJIT SINGH)  
JUDGE

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