

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

CRM No.M-39371 of 2016 (O&M)

Date of decision: December 3, 2016

Rinku Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vineet Sehgal, Advocate for the petitioner.

INDERJIT SINGH, J.

Petitioner-Rinku Kumar has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.92 dated 06.06.2016, registered at Police Station Kalka, District Panchkula, under Sections 21, 22-A and 27-B of Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 18-C of Drugs and Cosmetic Act.

Notice of motion has been issued in this case.

Mr. Vikramjit Singh, Deputy Advocate General, Haryana, has put in appearance 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 as per prosecution version huge quantity of corex, nitrazepam, somotil and lomotil tablets etc. has been recovered, which falls in commercial quantity. Section 37 of Narcotic Drugs and Psychotropic Substances Act, 1985 bars for grant of bail in case of commercial quantity.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without commenting on merits of the case and in view of the fact that aforesaid recovery falls in commercial quantity, I do not find it a fit case where the petitioner is entitled for the benefit of regular bail.

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

December 3, 2016
rajesh.k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No