

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

CRM No.M-38872 of 2015 (O&M)

Date of Decision: 24.02.2016

Raj Kumar @ Raju

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Sherry K. Singla, Advocate for the petitioner.
Mr. K.D. Sachdeva, Additional Advocate General, Punjab.

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TEJINDER SINGH DHINDSA.J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.245, dated 25.09.2015, under Sections 22/61/85 of the NDPS Act, registered at Police Station Kotwali, District Bathinda.

As per prosecution version, the alleged recovery from the conscious possession of the present petitioner as also co-accused Sukhdeep Kumar is of 7 vials of Rexcof containing 100 ml. each. Such quantity would not construed as commercial quantity.

Even though, the petitioner is stated to be involved in another case under the NDPS Act but the alleged recovery therein was of small quantity and the petitioner has already been admitted to bail.

Co-accused, Sukhdeep Kumar has been granted benefit of bail by this Court in the light of order dated 22.01.2016 in **CRM No.M-38871 of 2015 titled as Sukhdeep Kumar vs. State of Punjab.**

Without making any observations on merit, the present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Bathinda.

Disposed of.

24.02.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**