

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

CRM-M-41897 of 2016 (O&M)

Date of decision: 28.11.2016

Amandeep Singh @ Amna

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Rajiv Joshi, Advocate for the petitioner.

Mr. R.S. Nain, AAG, Punjab.

Jitendra Chauhan, J. (Oral)

This petition under Section 439 of the Code of Criminal Procedure is for grant of regular bail in FIR No.36 dated 17.05.2015, registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') at Police Station Nurmahal, District Jalandhar.

It is contended that the contraband effected from the petitioner is marginally higher than the non-commercial quantity. The petitioner has never misused the concession of interim bail granted for non filing of chemical examiner report.

On the other hand, the learned State counsel opposes the bail application and states that the contraband recovered from the

petitioner falls under the category of commercial quantity.

Heard.

Keeping in view the fact that the quantity allegedly recovered in the instant case is commercial in nature and in view of the bar as provided under Section 37 of the NDPS Act, no case for grant of relief sought, is made out.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

28.11.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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