

Sr. No. 112

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

**CRM No.M-7457 of 2016
Date of Decision: 01.03.2016**

Vijay Singh @ Vijay

...Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Prateek Rathee, Advocate,
for the petitioner.

TEJINDER SINGH DHINDSA. J (ORAL)

The present petition has been filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.129 dated 13.09.2014 under Sections 21/61/85 of the Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Sadar Kapurthala.

Counsel for the petitioner has been heard.

As per prosecution version, the alleged recovery effected from the petitioner was of 120 grams of intoxicant powder. Sample having been sent, report of the Chemical Examiner has since been received and the same shows the recovery to be containing diphenoxylate hydrochloride.

Concededly 50 grams and above of such salt would be construed as commercial quantity.

Under such circumstances, prayer made in the present petition seeking concession of anticipatory bail cannot be accepted.

Petition dismissed.

01.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**