

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

CRM-M No. 9758 of 2016 (O&M)

Date of Decision: 12.04.2016

Mohinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: None for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab
for the respondent/State assisted by HC Sukhdev Singh.

JASWANT SINGH, J. (ORAL)

Prayer in this second petition under Section 439 of the Code of Criminal Procedure, is for grant of regular bail on behalf of the accused/petitioner-Mohinder Singh, in case FIR No. 180, dated 24.10.2014, for offence punishable under Section 22 of NDPS Act, registered at Police Station Sadar Jagraon, District Ludhiana, Rural.

There is a recovery of 300 grams of intoxicant powder from the pocket of pant/trouser of accused/petitioner, which as per FSL report was found to be containing Diacetylmorphine Powder of the nature of commercial quantity.

The petitioner was released on interim bail on 29.01.2015 awaiting the FSL report and thereafter, the petitioner is in custody since 25.08.2015.

Learned State Counsel, assisted by HC Sukhdev Singh, submits that entire prosecution evidence is over and the case is fixed for defence evidence and arguments before the trial Court on 26.04.2016.

Keeping in view the advanced stage of the trial and the seized quantity being commercial in nature, no case for grant of bail is made out.

Accordingly, the present petition stands dismissed.

April 12, 2016

**(JASWANT SINGH)
JUDGE**