

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

CRM No.M-9906 of 2016 (O&M)

Date of decision : 16.05.2016

Amarjit Singh @ Abbu

... Petitioner

Vs.

State of Punjab

... Respondent

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

Present: Mr. S.P.S. Aulakh, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

.....

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.125 dated 23.12.2015, under Section 22 of the NDPS Act, registered at Police Station Haibowal, District Ludhiana City.

As per prosecution version, the alleged recovery effected from the petitioner is 100 grams of heroin.

The same would be construed as non-commercial quantity.

Petitioner has been in custody since 23.12.2015.

Learned State counsel would submit that even though report of FSL has not been received, yet challan has been presented.

Even though, the present petitioner is stated to be involved in two other cases under the NDPS Act but the recovery therein is stated to be small quantity and the petitioner has already been granted bail in such cases.

Without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Ludhiana.

Disposed of.

16.05.2016

**(TEJINDER SINGH DHINDSA)
JUDGE**