

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-13025 of 2017 (O&M)
Date of Decision: 25.04.2017

Amar

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. Sandeep Arora, Advocate for the petitioner.

Ms. Harpreet K. Athwal, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.101 dated 2.7.2015 under sections 22, 61, 85 of N.D.P.S Act, registered at Police Station, Division No.2, Jalandhar.

Learned counsel for the parties have been heard.

As per prosecution version the alleged recovery effected from the petitioner was of 110 grams of intoxicant powder.

Petitioner was granted interim bail to await the report of the Chemical Examiner.

Report from the Chemical Examiner having been received, the salt of Alprazolam has been found.

Petitioner has now faced incarceration since 10.8.2016.

The alleged recovery effected from the petitioner would be construed as marginally over and above the commercial quantity. Petitioner is not stated to have misused the concession of interim bail.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Jalandhar.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

25.04.2017

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Whether speaking/reasoned: Yes
Whether Reportable: No