

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

105

CRM-M-15721 of 2017

Date of Decision: May 05, 2017

Sukhwinder Singh @ Soni

....Petitioner

vs.

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. B.S. Jaswal, Advocate
for the petitioner.

TEJINDER SINGH DHINDSA, J. (Oral)

Petitioner seeks concession of anticipatory bail in FIR No.93 dated 03.06.2014, under Sections 21/22/61/85 of NDPS Act, registered at Police Station Chhattiwind, District Amritsar.

As per prosecution version, the alleged recovery effected from the petitioner was of 300 grams intoxicant powder.

Placed on record is an order dated 22.07.2014, passed by the learned Judge, Special Court, Amritsar, whereby benefit of bail was granted to the petitioner to await the report of the Forensic Laboratory/Chemical Examiner. Perusal of such order would reveal that interim bail was granted, subject to the result of the report to be furnished by the Forensic Laboratory/Chemical Examiner and such order itself qualified that if the quantity of the narcotic drugs or psychotropic substance is found to be

commercial, then the order granting interim bail would come to an end and the applicant would be taken into custody without any further orders of cancellation of bail.

It stands conceded by the counsel for the petitioner that the report of Chemical Examiner has since been furnished and as per which the salt of Alprazolam has been found.

The recovery would be construed as commercial in nature.

In the light of such allegations, this Court would not be inclined to extend in favour of the petitioner the concession of anticipatory bail.

Petition dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

05.05.2017
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***Whether speaking/reasoned* : Yes/No**
***Whether reportable* : Yes/No**