

209

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No. 16095 of 2017
Date of Decision: 12.05.2017

Sukhwinder Lal @ Bhundi

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Rajesh Kumar Dadwal, Advocate,
for the petitioner.

Ms. Rimplejeet Kaur, A.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No. 59, dated 28.05.2015, registered under Sections 22, 61 and 85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Mantiana, District Hoshiarpur, Punjab.

Recovery of 71 grams of Dyphenoxylate Hydrochloride has been alleged against the petitioner.

Learned counsel for the petitioner submitted that Dyphenoxylate Hydrochloride is a manufacturing drug as per

Government of India Notification No. SO 826 (E) dated 14.11.1985 and SO 40 (E) dated 29.01.1993.

Learned counsel for the petitioner further contended that in view of Deepak Kumar Vs. State of Punjab bearing CRM No. 33819 of 2016 in CRA-S No. 1614-SB of 2014 and Rajesh Kumar Vs. State of Punjab bearing CRM No. 3018 of 2015 in CRA-S No. 3080-SB of 2014, the petitioner is entitled to regular bail.

At this stage, without meaning anything on merits of the case, I deem it appropriate to grant concession of regular bail to the petitioner.

In view of above, petition is allowed. Petitioner is ordered to be enlarged on regular bail, subject to his furnishing adequate bail bonds/ surety bonds to the satisfaction of the trial Court.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

May 12, 2017.

Apurva

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No