

Sr. No.216

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

CRM No. M- 16228 of 2017 (O&M)

Date of Decision:12.05.2017

Tarlochan Lal

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Ms. Arti Kaur, Advocate
for the petitioner.

Mr. Varun Sharma, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner in case FIR No.0071 dated 20.10.2016, under Sections 21, 22, 29 of the Narcotic Drugs and Psychotropic Substances Act, registered at Police Station , Behram, District S.B.S. Nagar.

The petitioner has faced incarceration since 20.10.2016 on account of alleged recovery of 55 grams of intoxicant powder and which as per report of the Chemical Examiner, was found to be containing the salt of Diphenoxylate Hydrochloride.

Investigation in the case is complete, challan stands presented and the charges have been framed.

Trial is stated to be at the very initial stage and would take time to conclude.

The alleged recovery effected from the petitioner would be construed marginally over and above the commercial quantity.

Petitioner is not stated to be involved in any other case under the NDPS Act.

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

Petition disposed of.

12.05.2017

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**(TEJINDER SINGH DHINDSA)
JUDGE**

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>