

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

CRM-M-16990 of 2017 (O&M)

Date of decision: 24.07.2017

Gurpreet Singh @ Gaggi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. J.K. Sehrawat, Advocate
for the petitioner.

Mr. AS Gill, Sr. DAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in case FIR No.12 dated 16.03.2015, registered under Section 15 of The Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Bholath, District Kapurthala.

It is contended that recovery of alleged contraband has been planted upon the petitioner. Co-accused, namely Bhagwant Singh @ Bhanna has already been admitted to bail. The petitioner is in custody since 16.03.2015.

On the other hand, the learned State counsel opposes the bail application.

I have heard learned counsel for the parties and perused the record.

This is the third bail petition filed on behalf of the petitioner. Allegedly 805 kgs of poppy husk was recovered from the petitioner which falls under commercial quantity. There is no fresh circumstance in favour of the petitioner. Keeping in view the quantity being commercial in nature and in view of the bar as provided under Section 37 of the NDPS Act, no case for grant of relief sought, is made out.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

However, considering the fact that the petitioner is in custody since 16.03.2015, the trial Court is directed to conclude the trial expeditiously preferably within six months from the date of receipt of certified copy of the order.

24.07.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No