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

**CRM-M-17206-2017
Date of decision : 15.05.2017**

Gurwinder Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Arunjeet Singh Kakkar, Advocate
for the petitioner.

TEJINDER SINGH DHINDSA, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C seeking anticipatory bail to the petitioner in case FIR No.124, dated 18.07.2015 registered under Section 22 NDPS Act, at Police Station City Kotakapura, District Faridkot.

Counsel for the petitioner would argue that the petitioner after arrest on the spot has been granted the concession of bail awaiting the report of the chemical examiner. It is argued that the petitioner has not misused said concession and during the interregnum has not been involved in any case.

Having heard counsel for the petitioner, in the considered view of this, the petitioner is not entitled to the concession of bail.

As per the prosecution version, the alleged recovery from the petitioner is shown as 300 grams of intoxicant powder.

Concededly, the report of the chemical examiner has been received and the same found to be containing Alprazolam.

The alleged recovery of the intoxicant powder from the petitioner would be construed as commercial in nature.

Accordingly, prayer made in the petition for grant of anticipatory bail is declined.

The petition is dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

May 15, 2017
Ramandeep Singh

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