

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

CRM-M-26933-2017 (O&M)

Date of Decision: August 4, 2017.

Lakhwinder Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gurdarshan S. Sidhu, Advocate,
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

INDERJIT SINGH, J.

Petitioner-Lakhwinder Singh has filed this 2nd petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.33 dated 18.04.2016, registered at Police Station Rori, under Sections 21 and 22-B of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the allegations 25 bottles of *corex* 100 ml. were found in the bag which was kept in between both the occupants of the car. The present petitioner was travelling in the car along with Kulwinder Singh alias Kindu. The recovery effected from the present petitioner falls in commercial quantity.

Section 37 of the Narcotic Drugs and Psychotropic Substances Act, 1985, specifically bars the grant of bail in case of commercial quantity.

Keeping in view the facts and circumstances of the present case, I do not find it a fit case where the petitioner is entitled to benefit of regular bail.

Therefore, finding no merit in the instant petition, the same is dismissed.

August 4, 2017
rajesh k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No