

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

**CRM No.M-2700 of 2017 (O&M)
Date of Decision: 30.01.2017**

Gurpreet Kumar

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Sahil Puri, Advocate for the petitioner.

....

TEJINDER SINGH DHINDSA, J.

The instant petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.26, dated 23.05.2015, under Sections 22/61/85 of the NDPS Act, registered at Police Station Rawalpindi, District Kapurthala.

As per prosecution version, an alleged recovery of 60 grams of contraband was effected from the petitioner. Petitioner was granted concession of interim bail to await the report of the chemical examiner.

Counsel appearing for the petitioner would very fairly state that the report of the chemical examiner has since been received and the same would indicate the salt of diphenoxylate hydrochloride. The same would be construed as commercial quantity.

Under such circumstances, this Court is not inclined to extend in favour of the petitioner, concession of pre-arrest bail.

Petition dismissed.

30.01.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

i) Whether speaking/reasoned? Yes

ii) Whether reportable? No