

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

Sr. No.211

CRM-M No.3264 of 2017
Date of decision: 07.02.2017

Jaswinder Singh @ Sonu

....Petitioner

versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. B.D. Sharma, Advocate
for the petitioner.

Mr. Neeraj Yadav, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 (for short the 'Code'), the petitioner seeks regular bail in FIR No.80 dated 11.06.2016, registered under Sections 21/22/27-A/29/61/85 of NDPS Act and 25/27/54/59-A Arms Act 1959, at Police Station C-Division, Amritsar, District Amritsar.

As per the allegations in the FIR, the petitioner alongwith two of his co-accused were found in possession of 500 gms of heroin, ₹ 22,000/- in cash, an electronic weighing scale as also a 32 bore revolver loaded with five live cartridges. Out of the above, 32 bore revolver loaded with five live cartridges were recovered from the physical possession of the petitioner. The above recoveries were made while the above said three co-accused were in a car, of which the petitioner was the driver.

After investigation and receiving the report of Chemical Examiner it has been confirmed that what was recovered from the petitioner and his co-accused was heroin.

After investigation, the report filed by the prosecution under Section 173 of the Code also finds the petitioner to have committed the above referred offence.

The petitioner is accused of serious offences under the NDPS Act as also the Arms Act. The heroin alleged to have been recovered from the petitioner is of commercial quantity.

In view of the above, in my opinion, the petitioner is not entitled to the concession of Bail.

Dismissed.

Nothing observed herein above shall be considered to be an expression of opinion by this Court on the merits of the case.

(DEEPAK SIBAL)
JUDGE

February 07, 2017
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(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No