

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

CRM No.M-37866 of 2016 (O&M)

Date of decision:20.01.2017

Rachhpal Singh

... Petitioner

Vs.

State of Punjab

... Respondent

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

Present:- Mr. Kushagra Mahajan, Advocate for the petitioner.

Ms. Harpreet K. Athwal, DAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.158, dated 12.07.2014, under Sections 21 and 22 of the NDPS Act, 1985, registered at Police Station Gharinda, District Amritsar City.

Counsel for the parties have been heard.

As per prosecution version, the alleged recovery effected from the petitioner was of 120 grams of contraband. As per report of the Chemical Examiner, the contraband is found to be containing diphenoxylate hydrochloride. The same would be construed as commercial quantity.

Under such circumstances and in view of the specific bar containing under Section 37 of the NDPS Act, this Court is not inclined to accept the prayer for grant of regular bail.

Petition is dismissed.

20.01.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

i) Whether speaking/reasoned?

Yes

ii) Whether reportable?

No