

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

CRM-M No.39518 of 2016

Date of Decision: 08.02.2017

Balwinder Singh @ Bindu

. . . Petitioner

Versus

The State of Punjab

. . . Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Ms. Kaavya Jariyal, Advocate for
Mr. B.S. Jaswal, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

Tejinder Singh Dhindsa, J. (Oral)

Petitioner seeks benefit of regular bail pending trial in case FIR No.08, dated 31.01.2015, under Sections 21 and 22 of the NDPS Act, 1985, registered at Police Station Tarssika, District Amritsar Rural.

Counsel for the parties have been heard.

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

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

Petition is dismissed.

[TEJINDER SINGH DHINDSA]
JUDGE

08.02.2017
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Whether Speaking/reasoned :	No
Whether Reportable :	No