

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

CRM No.M-39831 of 2016 (O&M)

Date of Decision: May 25, 2017

Amandeep Singh @ Aman

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.D.S.Pheruman Advocate
for the petitioner.

Mr.J.S.Bhullar, Asstt. Advocate General, Punjab
for the respondent-State.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.75 dated 14.07.2015 under Section 22 of the NDPS Act, registered at Police Station GRP Amritsar.

Notice of motion was issued. Learned State counsel appeared and contested the petition.

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

From the record, I find that the recovery from the present petitioner as per FIR is 155 grams of intoxicant powder. Earlier, the petitioner was granted interim bail. Now, as per report of the FSL, the contraband found to be containing diphenoxylate salt and recovery falls in

commercial quantity. The interim granted to the petitioner was cancelled and he was taken in judicial custody.

Keeping in view the provisions of Section 37 of the NDPS Act, the bail is not to be granted in the case of commercial quantity.

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

May 25, 2017
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No