

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

CRM-M-42048 of 2017.
Decided on:-November 27, 2017.

Balwinder Kaur alias Sukhi.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Ms. Surinder Kaur, Advocate
for the petitioner.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in FIR No.25 dated 25.03.2017 under Section 22 of the Narcotics Drugs and Psychotropic Substances Act, 1985 (for short, the NDPS Act) registered at Police Station Mehatpur, District Jalandhar.

The order dated 09.08.2017 passed by the Special Court, Jalandhar reveals that the petitioner was found in conscious possession of 140 grams of intoxicating powder. The FSL report has been received, which suggests the narcotic powder contains "diphenoxylate hydrochloride 3.42%". The recovered quantity is admittedly a commercial quantity.

Therefore, this Court finds that the petitioner does not deserve the concession of anticipatory bail. The present petition is, accordingly, dismissed.

However, the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

November 27, 2017
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No