

Sr. No.217

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

CRM No. M-43924 of 2016 (O&M)

Date of Decision:12.01.2017

Harjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Gurnam Singh, Advocate,
for the petitioner.

Mr. Simsi Dhir Malhotra, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

The instant petition has been filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner in case FIR No.001 dated 02.01.2016, under Sections 22/61/85 of NDPS Act, registered at Police Station Sadar Rajpura, District Patiala.

As per prosecution version, the alleged recovery effected from the petitioner is of 1000 microlit tablets and which as per FSL report was found to be containing diphenoxylate.

Such contraband would fall within the commercial quantity.

In view of the specific bar under Section 37 of the NDPS Act, this Court is not inclined to accept the prayer made in the petition.

Petition dismissed.

12.01.2017

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No