

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

CRM-M-45863 of 2016 (O&M)

Date of decision: 13.01.2017

Gopal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Manpreet Singh, Advocate for
Mr. SPS Sidhu, Advocate the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.161 dated 10.10.2015, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act'), at Police Station Guhla, District Kaithal.

It is contended that the petitioner was co-occupant in the car and he has been falsely implicated in the instant case. The car was not in the name of the petitioner and he is also not known to co-accused. Co-accused, Lakhwinder Singh has already been enlarged on bail by this Court.

On the other hand, the learned State counsel opposes the

bail application.

Heard.

This is the 2nd bail petition filed on behalf of the petitioner. No fresh favorable circumstances have arisen in favour of the petitioner. Keeping in view the fact that the quantity allegedly recovered in the instant case is commercial in nature and in view of the bar as provided under Section 37 of the NDPS Act, no case for grant of relief sought, is made out.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

However, considering the fact that the FIR pertains to the year 2015, the trial Court is directed to conclude the trial expeditiously.

13.01.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No