

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

211

CRM-M-46061-2016

DATE OF DECISION:12.01.2017

NATHA RAM

... Petitioner

V.

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. J.K. Singla, Advocate
for the petitioner.

Mr. C.S. Brar, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.44 dated 04.06.2016 under Sections 22, 61, 85 of NDPS Act, registered at Police Station City Bareta, District Mansa.

Learned counsel for the petitioner contends that the allegation against the petitioner is that he was found in possession of 640 tablets of Alprazolam which comprised Alprazolam salt to the tune of 104 mgs. each and hence the total weight of Alprazolam which is stated to be recovered from the petitioner amounts to 66.56 gms. which is less than the commercial quantity of 100 gms. as stipulated in the NDPS Act. Learned counsel further states that the petitioner is over 74 years of age and he has been in custody for a period of seven months.

Therefore, as the tablets of non-commercial quantity has been recovered from him, he has been in custody for a period of seven months and is over 74 years of age, it is a fit case that the petitioner be granted the concession of regular bail.

The petition is allowed. The petitioner shall be released on bail subject to his furnishing bail bonds to the satisfaction of the CJM/Duty Magistrate, Mansa. He shall comply with the conditions stipulated under Section 439 Cr.P.C.

January 12, 2017

SwarnjitS

(ANUPINDER SINGH GREWAL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes / No
	Whether reportable	:	Yes / No