

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

CRM-M-7563-2017 (O&M)
Date of decision: 10.03.2017

GURPREET SINGH @ PREET

...Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Mr. B.R. Rana-I, Advocate
for the petitioner (s).

Mr. Mehardeep Singh, Addl. A.G., Punjab

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.81 dated 09.04.2010, registered under Section 21 of NDPS Act, at Police Station Model Town, Ludhiana, Distt. Ludhiana.

The learned counsel for the petitioner states that the petitioner has been falsely implicated in the present case. The alleged quantity of contraband recovered from the petitioner falls under the category of small quantity of NDPS Act.

On the other hand, the learned State counsel vehemently opposes the present petition and submits that 990 tablets of Nitrajepamn-10 were recovered from the petitioner, which is above the commercial quantity.

Heard.

Considering the fact that recovery in question is above the commercial quantity, no case for bail is made out at this stage.

Dismissed.

However, keeping in view the facts that the petitioner was in custody in another FIR No.138 dated 08.07.2010 registered under Sections 379 and 411 IPC, wherein he stands acquitted and that the FIR pertains to the year 2010, the trial Court is directed to conclude the trial expeditiously preferably within six months from the date of receipt of certified copy of this order.

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

10.03.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No