

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM-M-18062 of 2018

Date of decision: May 04, 2018

Charanjit Singh @ Channi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Divjyot S. Sandhu, Advocate for the petitioner.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 22/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Sadar, Phagwara, District Kapurthala, vide FIR No.90 dated 07.07.2015.

Allegations in the FIR are that on 07.07.2015 at about 8.30 A.M. petitioner was apprehended by the police and from his possession 150 grams intoxicant powder containing Alprazolam was recovered. In view of the fact that petitioner was apprehended while in possession of intoxicant powder, which falls within the category of commercial quantity, I am of the considered view that petitioner is not entitled to pre-arrest bail. Section 37 of the Act would be attracted in the instant case. The petition is, thus, devoid of merit. Same is hereby dismissed.

**(RAJAN GUPTA)
JUDGE**May 04, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No