

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

CRM No.M-22448 of 2018 (O&M)
Date of Decision: July 31, 2018

Gurwinder Singh alias Sabu @ Doctor

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Sahil Puri, Advocate
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.78 dated 03.08.2017 under Section 22 of the NDPS Act, registered at Police Station Fattudhinga, District Kapurthala.

Notice of motion.

Mr.Pawan Sharda, Sr. DAG, Punjab, has put in appearance on behalf of the respondent-State and contested the petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

As per prosecution version, 1795 tablets having total weight of 225 grams containing salt 'Alprazolam' were recovered from the present petitioner. As per the allegations, he was possessing these tablets without any permit/licence. The recovery from the present petitioner falls under

commercial quantity. Section 37 of the NDPS Act bars the grant of bail to the accused in case commercial quantity.

Keeping in view the facts and circumstances of the present case and in view of the heavy recovery from the present petitioner, I do not find it a fit case, where petitioner is entitled to benefit of regular bail.

Therefore, finding no merit in the present petition, the same is dismissed.

July 31, 2018	(INDERJIT SINGH)
Vgulati	JUDGE
Whether speaking/reasoned	Yes
Whether reportable	No