

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

CRM-M-29956 of 2018  
Date of Decision: 24.07.2018

Gurdeep Singh @ Gora

....Petitioner

Versus

State of Punjab

....Respondent

**CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present: - Mr. PS Sekhon, Advocate, for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

**RAMENDRA JAIN, J. (ORAL)**

Prayer in the instant petition under Section 439 Cr.P.C. has been made for grant of regular bail to petitioner Gurdeep Singh @ Gora in a case arising from FIR No.107 dated 17.05.2018 under Sections 22/61 of NDPS Act, registered at Police Station Nathana, District Bathinda.

According to the prosecution, 60 stripes of Tramadol tablets containing 10 tablets each, recovered from the petitioner, which he was keeping without permit or licence.

Learned counsel for the petitioner *inter alia* contends that the petitioner is in custody since 17.05.2018. He is a licensed chemist having valid licence (Annexure P-2) and has purchased the alleged recovered drugs vide bill Annexure P-3. In fact the recovery was effected from his shop and not in a public place. The story took forth by the police in this respect is completely false.

Learned State counsel, vehemently opposing the submissions made by learned counsel for the petitioner, contends that the recovery of 6000 tablets affected from the petitioner falls in "commercial quantity".

The petitioner has violated the terms and conditions of the licence by keeping above recovered tablets outside the premiss for which he was authorized.

Considering over-all facts and circumstances, but without expressing any opinion on the merits of the case, the petition is allowed. Consequently, petitioner is ordered to be released on bail, on his furnishing bail bonds and surety bonds, to the satisfaction of Trial Court/Duty Magistrate concerned.

24.07.2018  
monika

**(RAMENDRA JAIN)**  
**JUDGE**

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |