

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

CRM-M-32044-2017 (O&M)

Date of decision: 21.02.2018

Gurdev Pal Singh @ Mona

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: None for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

The instant petition has been filed under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in case FIR No.162, dated 06.11.2015, under Sections 22/61/85 of the NDPS Act, registered at Police Station Model Town, District Ludhiana.

Counsel for the petitioner has not come present.

It may be noticed that even on the previous date of hearing i.e. on 02.02.2018, no representation had been caused on behalf of the petitioner.

This Court has perused the pleadings on record.

As per prosecution version, an alleged recovery of 230 grams of intoxicant powder was effected from the petitioner.

Learned State counsel upon instructions from HC Piara Singh informs that the report of Chemical Examiner has since been received and in which the salt of Alprazolam has been detected.

The alleged recovery effected from the petitioner would be

construed as commercial quantity.

Under such circumstances, this Court would not be inclined to extend in favour of the petitioner benefit of regular bail.

Petition is dismissed.

21.02.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |