

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

**CRM No.M-37647 of 2018 (O&M)
Date of Decision: September 24, 2018**

Prem Singh

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.J.S.Thind, Advocate
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this second petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.95 dated 25.04.2017 under Section 22 of the NDPS Act, registered at Police Station Shahkot, District Jalandhar Rural.

Notice of motion.

Ms.Monika Jalota, 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.

From the record, I find that in the present case, as per the allegations, petitioner is found in conscious possession of 152 grams of intoxicant powder containing salt 'Diphenoxylate Hydrochloride', which

falls under commercial quantity. Section 37 of the NDPS Act bars the grant

of bail to the accused in the case of commercial quantity.

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

September 24, 2018
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No