

In the High Court of Punjab and Haryana at Chandigarh

.....

Criminal Misc. No.M-42917 of 2018

.....

Date of decision:04.10.2018

Manjoor Ahmad

...Petitioner

v.

State of Punjab

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

.....

Present: Mr. Arshvir Singh Sandhu, Advocate for the petitioner.

Mr. Karanbir Singh, Assistant Advocate General, Punjab for
the respondent-State.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 439 Cr.P.C.
for grant of regular bail in case FIR No.65 dated 17.4.2017 registered for
the offence under Section 18 of the Narcotic Drugs and Psychotropic
Substances Act, 1985 (hereinafter referred to as 'the NDPS Act') at Police
Station Bhargo Camp, Jalandhar, District Jalandhar.

Notice of motion to Advocate General, Punjab.

Mr. Karanbir Singh, learned Assistant Advocate General,
Punjab has put in appearance on behalf of respondent-State and contested
this petition.

I have heard learned counsel for the petitioner as well as

learned State counsel and have gone through the record.

As per the prosecution version, 7 Kgs. Opium has been recovered from the present petitioner which falls in commercial quantity. Therefore, bar of Section 37 of the NDPS Act will apply in this case, hence, the petitioner is not entitled to the benefit of bail.

Therefore, in view of the above discussion, I do not find any merit in this petition and the same is dismissed.

October 04, 2018.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No