

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

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CRM-M No.42651 of 2017 (O&M)
Date of Decision: January 19th, 2018

Pardeep Kashyap

...Petitioner

Versus

State of U.T. Chandigarh

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Archit Gupta and Mr. Piyush Aggarwal, Advocates
for the petitioner.

Mr. Rajiv Sharma, Additional Public Prosecutor
for U.T. Chandigarh.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of regular bail.

He presses for the grant of bail on the ground that he is in custody for the last 7 months.

Counsel for the petitioner contends that the cases where marginally above commercial quantity has been recovered, this Court has granted bail after even 4 months of custody period. In support of his contention, he places reliance upon judgments of this Court passed in case titled as *Kulwant Singh @ Happy Versus State of Punjab 2015 (29) R.C.R. (Criminal) 896, CRM-M No.1752 of 2017* titled as *Deepak Kumar Versus UT of Chandigarh*, decided on 14.02.2017 and *CRM-M No.19890 of 2017* titled as *Jaswant Singh @ Kaka Versus State of Punjab*, decided on 02.06.2017.

I have considered the judgments which have been cited by the counsel for the petitioner.

The drugs which were recovered in those cases were manufactured drugs and were used primarily in treatment, whereas in the

present case, there is 24 grams of heroin and 20 grams is the

commercial quantity. Although the challan has been presented but the trial as such has not yet started.

No ground for grant of regular bail is made out.

The application stands dismissed.

January 19th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No