

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

CRM-M-47022-2017 (O&M)

Date of decision: 21.02.2018

Pawan Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

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

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

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case FIR No.61, dated 05.06.2017, under Section 21/22 of the NDPS Act, registered at Police Station Bilga, Police District Jalandhar Rural.

Counsel for the parties have been heard at length.

As per prosecution version, the alleged recovery effected from the petitioner is 10 grams of heroin and 115 grams of intoxicating powder and which as per report of the Chemical Examiner was found to be containing Alprazolam.

Petitioner was arrested on 05.06.2017.

Trial is stated to be at the initial stage and would take time to conclude.

The alleged recovery effected from the petitioner would be construed as marginally over and above the non-commercial quantity.

Petitioner is not stated to be involved in any other case under the NDPS Act.

Without making any observations on merit, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate concerned.

Disposed of.

21.02.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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