

Sr. No.221

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

CRM No. M-8498 of 2018 (O&M)

Date of Decision: 18.04.2018

Lovepreet Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Anantdeep Singh Sandhu, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.151 dated 24.07.2017, under Sections 22/29/61/85 of NDPS Act, registered at Police Station Dharamkot, District Moga.

As per prosecution, the alleged recovery effected from the petitioner is of 140 grams of intoxicant powder and which as report of the chemical examiner was found to be containing the salt of Alprazolam.

Learned State counsel would oppose the present petition by submitting that the recovery effected from the petitioner would be construed as commercial quantity.

Counsel appearing for the petitioner has met such objection by furnishing during course of hearing, order dated 17.05.2017 passed by the Coordinate Bench in CRM No.M-13538 of 2017 and in terms of which the petitioner therein was granted

benefit of regular bail in FIR No. 71 dated 27.06.2016 and in which the alleged recovery was of 150 grams of Alprazolam.

For the reasons contained in the order dated 17.05.2017 passed by the Coordinate Bench in CRM No.M-13538 of 2017, prayer made in the instant petition is allowed.

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

Petition disposed of.

18.04.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No