

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-9305-2018 (O&M)
Date of Decision: 12.03.2018

Ram Bahadur

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Ms. Arti Kaur, Advocate for the petitioner.

Mr. A.P.S. Jaurkian, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J (Oral)

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.53 dated 4.7.2015 under sections 15, 18, 20, 21, 22, 25, 29 of N.D.P.S Act, registered at Police Station, Mukandpur, District Nawan Shahar.

Learned counsel for the parties have been heard.

As per prosecution version, an alleged recovery of 263 grams of heroin has been effected from the present petitioner.

Petitioner was granted interim bail to await report of the Chemical Examiner.

As per report of the Chemical Examiner, the intoxicating powder allegedly recovered from the petitioner was found to be containing Diacetylmorphine.

Such alleged recovery would be construed to be marginally over and above the commercial quantity.

Present petitioner is not stated to be involved in any other case under the N.D.P.S Act.

Furthermore, petitioner having been granted interim bail, did not misuse the concession.

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

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate concerned.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

12.03.2018
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No