

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

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**CRM-M No.1177 of 2019.
Date of Decision: 07.03.2019.**

Jagdeep Singh alias Vicky

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. L.S. Sidhu, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioner in case F.I.R. No.248 dated 10.12.2017 under Section 22/61/85 of the N.D.P.S. Act, registered at Police Station City South Moga, District Moga.

The petitioner is involved in a case of recovery of 160 grams of intoxicant powder containing Alprazolam.

Learned counsel representing the petitioner contended that the alleged recovery of 70 grams intoxicating powder from the petitioner is non commercial quantity. The petitioner is not involved in any other case. Trial of the case still to take some time, so the petitioner be released on bail, during trial.

Learned counsel representing the respondent-State opposed the prayer for bail on the ground that the commercial quantity of intoxicating powder was recovered from the conscious possession of the petitioner and the co-accused.

Having considered the submissions made by learned counsel for both the parties and the fact that the petitioner is involved in a case of recovery of 160 grams of intoxicant powder containing Alprazolam, which is commercial quantity recovered from the conscious possession of the petitioner and the co-accused, no case is made out for release of the petitioner on regular bail and the present petition is dismissed.

(SHEKHER DHAWAN)
JUDGE

07.03.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No