

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

217

**CRM-M No.6272 of 2019.
Date of Decision: 08.04.2019.**

Sunita

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Varinder Basa, Advocate for the petitioner.

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

Shekher Dhawan, J.

Present petition under Section 439 of the Code of Criminal Procedure is for grant of regular bail to the petitioner in case F.I.R. No.137 dated 22.12.2018 under Section 20 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the Act'), registered at Police Station Sujanpur, District Pathankot.

2. Allegations against the petitioner are that 105 grams of Charas was recovered from her.

3. Learned counsel representing the petitioner contended that the petitioner is in custody since 22.12.2018 and trial of the case still to take some more time, the petition be accepted and the petitioner be released on regular bail.

4. Learned State counsel contended that alleged recovery from the petitioner is more than the small quantity as recovery is of 105 grams of Charas. The petitioner has already been convicted in 11 such cases and seven more cases are still going on against the petitioner. The petitioner is habitual offence and the present petition be dismissed.

5. Having considered the submissions made by learned counsel for both the parties and appraisal of record of this case, this Court is of the considered opinion that the alleged recovery from the petitioner is more than the small quantity and the petitioner is involved in number of cases under N.D.P.S. Act and other offences and is habitual offender and she is regularly in conflict with the law. As such, no case is made out for grant of regular bail to the petitioner.

6. In view of the above, the present petition is dismissed.

(SHEKHER DHAWAN)
JUDGE

08.04.2019
jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No