

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-43611-2018

Date of Decision: 02.04.2019

Harwinder Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Karan Garg, Advocate for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Harwinder Singh has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.115 dated 07.07.2018, registered at Police Station Canal Colony, District Bathinda, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued.

Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the prosecution version, 1960 tablets have been recovered containing the salt Alprazolam from the present petitioner. The admitted case of the petitioner as well as of learned State counsel is that the said recovery falls in commercial quantity. Section 37 of the NDPS Act bars the grant of bail in case of commercial quantity.

Therefore, no ground is made out to grant the bail in this case,  
the same is dismissed.

02.04.2019  
*Jasmine Kaur*

(INDERJIT SINGH)  
JUDGE

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether reportable        | No  |