

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-22259-2019

Date of Decision: 17.07.2019

**Gurdeep Singh @ Deepa**

**.. Petitioner**

**Vs.**

**State of Punjab**

**..Respondent**

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

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

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

**Inderjit Singh, J. (Oral)**

Petitioner Gurdeep Singh @ Deepa has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.261 dated 19.12.2017, registered at Police Station City South, Moga, under Section 22 of the NDPS Act, 1985 and Sections 379 and 411 of the Indian Penal Code, 1860.

Notice of motion was 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.

The recovery in the present case admittedly is commercial i.e. 200 grams intoxicant powder containing the salt Alprazolam. Section 37 of the NDPS Act bars the grant of bail to the accused in the case of commercial quantity, therefore, no ground is made out to grant regular bail.

Therefore, finding no merit in the present petition, the same is

dismissed.

However, as the petitioner is in in custody since 19.12.2017, the trial Court is directed to expedite the trial by giving short adjournments and if required, adjourning the case on day to day basis. The Investigating Officer of this case and SHO of the concerned Police Station are directed to produce all the witnesses for examination before learned trial Court, preferably, on the next 2-3 dates.

The Senior Superintendent of Police, Moga is directed to personally look into the matter that the witnesses are produced before the trial Court.

17.07.2019  
*Jasmine Kaur*

(INDERJIT SINGH)  
JUDGE

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