

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-50565 of 2018

.....

Date of decision:10.01.2019

Natha Ram

...Petitioner

v.

State of Punjab

...Respondent

.....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. Sardavinder Goyal, Advocate for Mr. Sumer Singh Brar,
Advocate for the petitioner.

Mr. Dhruv Dayal, Senior Deputy Advocate General, Punjab for
the respondent-State.

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Inderjit Singh, J.

The petitioner has filed this petition under Section 439 Cr.P.C.
for grant of regular bail in case FIR No.1 dated 01.01.2018 registered for
the offence under Section 22 of the Narcotic Drugs and Psychotropic
Substances Act, 1985 (hereinafter referred to as 'the NDPS Act') at Police
Station Bareta, District Mansa.

Notice of motion was issued in this case.

Mr. Dhruv Dayal, learned Senior Deputy Advocate General,
Punjab has put in appearance on behalf of respondent-State and contested
this petition.

[2]

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

A perusal of the record shows that the recovery from the present petitioner is 2480 tablets of Sulpraz 0.5 containing the salt Alprazolam. The recovery falls in the commercial quantity. Therefore, bar of Section 37 of the NDPS Act will apply in this case and the petitioner is not entitled to the benefit of bail.

Therefore, in view of the above discussion, I do not find any merit in this petition and the same is dismissed.

January 10, 2019.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No