

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

**CRM-M No.50654 of 2018 (O&M)
Date of Decision: 22.04.2019**

Chiboy

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Deepak Bhardhwaj, Advocate for the petitioner.

Mr. Sandeep Kumar, Deputy Advocate General, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 of the Code of Criminal Procedure (*for short 'Cr.P.C.'*) for grant of bail, pending trial, to the petitioner in case FIR No.21 dated 23.12.2017, under Sections 21, 29-61-85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Section 14 of the Foreigners Act, 1946, registered at Police Station STF, Mohali, District SAS Nagar.

Contentends that petitioner has been falsely implicated in the present case and he is in custody since 23.12.2017.

On the other hand, learned State Counsel, on instructions from A.S.I. Avtar Singh, has opposed the submissions raised on behalf of the petitioner on the grounds that the contraband, recovered from the petitioner, is commercial; almost entire prosecution evidence is over and trial is at the fag end.

In view of above and bar under Section 37 of the NDPS Act, no ground for grant of bail pending trial to the petitioner is made out. Hence, the present petition is dismissed.

The above observations may not be construed as an expression of opinion on merits of the case.

April 22, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>