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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51781-2018 (O&M)
Date of decision : 29.1.2019

Jeet Lal

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Naveen Batra, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Heard.

This is a petition filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 39 dated 24.4.2016, registered under Sections 22 of the NDPS Act, 1985, registered at Police Station Haryana, District Hoshiarpur.

In this case the alleged recovery is 110 gram of intoxicating powder. However, the quantity above 100 gram is the commercial quantity.

Learned State counsel contends that the weight of the polythene bag is 0.80 gram. Even if the weight of the polythene bag is deducted, the recovery still remain commercial.

In view of bar of Section 37 of the NDPS Act, 1985, no ground is made out to grant regular bail to the present petitioner.

Dismissed.

(KULDIP SINGH)
JUDGE

29.1.2019
preeti

Whether speaking / reasoned
Whether Reportable:

Yes/No
Yes/No