

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

**CRM-M No.52831 of 2018
Decided on: 02.04.2019**

Gurcharan Singh @ Charna

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. L.S. Sidhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.74 dated 01.08.2018, for offence punishable under Sections 21/22/61/85 of the Narcotic Drug and Psychotropic Substances Act, 1985 (in short 'the NDPS Act'), registered at Police Station Sadar Moga, District Moga.

Counsel for the petitioner has submitted that as per the allegations in the FIR, the police on receiving a secret information conducted a raid and recovered 700 tablets of Tramadol Tramats and as per the FSL report, the same is found to be containing 203 gms of Tramadol Hydrochloride, which falls in non-commercial quantity. It is further submitted that the petitioner is not involved in any other case and the petitioner is in custody since 02.08.2018 and conclusion of the trial will take long time as out of 11 prosecution witnesses nominated in

Counsel for the State, on instructions from HC Jaswant Singh has not disputed the factual position but opposed the prayer for bail.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case he is found involved in any other case or misusing the concession of bail, in any manner.

yakub

Yes/No