

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

**Criminal Misc. No.M-50116 of 2019(O&M)
Date of Decision: December 06, 2019**

Buta Singh ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

--

Present: - Mr.Jasminder Singh Thind, Advocate
for the petitioner.

Mr.K.S.Aulakh, DAG, Punjab.

-

HARINDER SINGH SIDHU, J.

The petitioner has filed this petition under Section 439 Cr.P.C for grant of bail in case FIR No.136 dated 02.12.2018 under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, Police Station Bhindi Saidan, District Amritsar.

The allegations against the petitioner are that he was holding a black plastic bag in his hands. However, on seeing the police, he threw the said bag on the edge of the road. He was intercepted and the bag searched. It was found carrying 1080 tablets with an average weight of 299 mg per tablet. The tablets were found to be containing salt 'Tramadol Hydrochloride' total weighing 322.92 grams.

The arguments of the Ld. counsel for the petitioner regarding non-compliance of Section 50 of the NDPS Act, the absence of any independent witness and the inconsistencies in the statements of the prosecution witnesses, will be appreciated at the stage of trial.

The recovery being of commercial quantity, no ground is made out to grant bail.

Dismissed.

December 06, 2019

(HARINDER SINGH SIDHU)
JUDGE

gian

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No