

235

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-1955-2020

Date of decision-22.01.2020

Manzoor Masih

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Bhavesh Aggarwal, Advocate for
Mr. Ashish Aggarwal, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 439 Cr.P.C for grant of regular bail in case FIR No.66 dated 03.07.2019 under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Jhabhal, District Tarn Taran. Petitioner is in custody since his arrest on 03.07.2019.

As per the prosecution case, on 03.07.2019, when the Police party was on patrol duty and coming from village Padhari, Bhojia, Panjwar and Bhojarwala, then one person was seen coming. On seeing the police, he turned back and started moving towards orchard of pear fruit. On suspicion, he was apprehended. Search was conducted and 500 grams heroin was recovered from the possession of the petitioner.

Learned counsel for the petitioner contends that the petitioner

has been falsely implicated in the present case. According to him, the investigation of the case is complete, therefore, further custody of the petitioner is not justified.

On the other hand, learned State counsel has opposed the bail application on the ground that quantity recovered from the petitioner falls within the ambit of commercial quantity, therefore, the petitioner does not deserve the concession of regular bail. She has further apprised the Court that the petitioner is involved in three other cases as well.

Considering the nature of contraband and quantity recovered from the petitioner, no case is made out for grant of regular bail to the petitioner at this stage.

Petition is dismissed.

22.01.2020
vanita

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No