

DARSHAN SINGH ALIAS DARSHI

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. M.K.Dhot, Advocate
for the petitioner.

Mr. Dhruv Dayal, Sr. DAG Punjab.

*(The case has been taken up through video conferencing on
account of Covid-19 pandemic)*

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VIVEK PURI, J. (ORAL)

Petitioner has prayed for grant of regular bail in case FIR No. 22 dated 8.2.2020 registered under Sections 22 and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Longowal, District Sangrur.

Briefly, in the instant case, 1300 tablets of Clovidol have been recovered from the possession of the petitioner. Besides, 500 tablets of Clovidol and 500 tablets of Alprasafe have been recovered from the possession of the co-accused namely Jiwan Singh and Sandeep Singh respectively.

It has been stated by learned counsel for the petitioner that he is in custody since 8.2.2020; no other case has been registered against the petitioner; the investigation of the case is complete and challan has already been presented in the Court.

On the contrary, learned State counsel has vehemently opposed the bail application and argued that the quantity of contraband recovered in the instant case falls in the category of commercial quantity and earlier bail application of the petitioner was dismissed as withdrawn on 20.7.2020.

In the instant case, the quantity of contraband recovered from the possession of the petitioner falls under the category of commercial quantity. As such, stringent provisions of section 37 of NDPS Act come into play. There is nothing to suggest that petitioner has not committed the offence and is not likely to commit the offence while on bail.

Keeping in view the totality of circumstances, no justified ground is made out to extend the concession of bail to the petitioner.

Dismissed.

12.11.2020

Janki

**(VIVEK PURI)
JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*