

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

223-A

CRM-M-40846-2019 (O&M)

Date of decision : 03.02.2020

Raj Kumar

... Petitioner

Versus

State of Punjab

.. Respondents

CORAM : HON'BLE MR.JUSTICE RAMENDRA JAIN

Present : Ms.Taranjit Kaur Hundal, Advocate
for the petitioner.

Mr.Pawan Sharda, Sr.DAG, Punjab.

Ramendra Jain, J. (Oral)

Through instant 1st petition under Section 439 Cr.P.C., prayer has been made for grant of regular bail to the petitioner in case FIR No.135 dated 17.04.2019 registered under Section 22 Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Phillaur, District Jalandhar (Rural) Punjab.

According to the prosecution, the petitioner was apprehended with conscious possession of 1970 tablets of Fordidol-DM, a prohibited drugs lying in a bag nearby him without any permit or licence.

Learned counsel for the petitioner contends that the alleged contraband falls under schedule-H Drug which is permitted by the govt. to be manufactured and sale by the authorized chemists. As per FSL report, quantity of the entire prohibited drugs comes only 196.4 grams which is less than the “commercial quantity”. FSL report does not specify each of the contents of the entire recovery of contraband.

On the other hand, learned State counsel vehemently opposed the grant of regular bail to the petitioner.

Considering overall facts, circumstances and the recovery of huge quantity of prohibited drugs from the petitioner without any permit or licence, this Court is not inclined to grant bail to the petitioner.

Dismissed.

[RAMENDRA JAIN]
JUDGE

03.02.2020
sd

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