

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-42744-2019

Date of Decision: 07.01.2020

Jagdish Singh @ Disha

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rajan Singh Dadwal, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.149 dated 12.08.2019, under Sections 21 and 22 Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Dakha, District Ludhiana (Rural). He is in custody since his arrest on 12.08.2019.

The FIR in the present case was registered on the basis of secret information that accused Manjit Kaur, Resham Singh and Jagdish Singh are residing in rented accommodation at Lakhpat Rai Da Makan, Chaudharian Wali Gali, Ward No.9, Old Mandi Mullanpur and they used to sell intoxicant substances. If a raid is conducted at the house of above persons, then they could be apprehended with heavy quantity of heroin and intoxicant medicines. On the basis of the said information, raid was conducted and the above said accused were apprehended with 100 grams of heroin and 750 intoxicant tablets containing the salt Tramadol.

Learned counsel for the petitioner contends that the petitioner

has been falsely implicated in the present case. It is pointed out that the challan has been presented, therefore, further custody of the petitioner is not justified. It is prayed that the petitioner be released on regular bail.

On the other hand, learned State counsel on instructions from ASI Karanjit Singh 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.

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

Consequently, the petition is dismissed.

07.01.2020  
*Jasmine Kaur*

**(MANOJ BAJAJ)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
No