

**203-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M No.48593 of 2019
Date of Decision:30.09.2020**

VINOD KUMAR @ VINU

...Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. P.S.Sekhon, Advocate
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Petitioner has filed this petition under Section 439 of Cr.P.C.
for grant of regular bail in case FIR No.68 dated 13.5.2019 registered under
Sections 22 and 29 of Narcotic Drugs and Psychotropic Substance Act,
1985 at Police Station City Nawashahar, District Saheed Bhagat Singh
Nagar, Punjab.

Learned counsel for the petitioner states that the alleged
recovery effected from the petitioner is 40 injections of Buprenorphine and
that he has been in custody since 13.05.2019.

Learned State counsel points out that the petitioner has as many
as 12 other cases registered against him; that the aforesaid recovery of

intoxicant injections effected from the petitioner falls under the commercial quantity and that one country-made pistol with live cartridges was also recovered from the petitioner.

I have heard the learned counsel for the parties.

Admittedly, the recovery of aforesaid intoxicant injections falls in commercial quantity. Section 37 of the NDPS, Act, 1985 bars the grant of bail to the accused in case of commercial quantity.

Therefore, finding no merit in the present petition, the same is dismissed.

September 30, 2020
Jyoti-IV

(HARNARESH SINGH GILL)
JUDGE

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