

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 7915 of 2020**

- Om Prakash Gupta, S/o Shri Arjun Prasad Gupta, aged about 38 years, Caste Sondik, R/o Village Silota, PS & Tehsil Pratappur, District Surajpur (CG)

---- Applicant**Versus**

- State Of Chhattisgarh Through Station House Officer, Pratappur, District Surajpur (CG)

---- Non-Applicant

For Applicant : Shri Surfaraj Khan, Advocate.
For Non-Applicant : Shri Rajendra Tripathi, PL.

Hon'ble Shri Justice Prashant Kumar Mishra**Order On Board****21/01/2021 :**

1. The applicant has preferred this application for grant of bail as he is arrested in connection with Crime No.166/2020 registered in Police Station Pratappur, District Surajpur for offence under Section 21 (C) of the NDPS Act.
2. The applicant has been found in illicit possession of 20 bottles of cough syrup, each containing 100 ml of codeine psychotropic.
3. In the matter of **Hira Singh & Another Vs. Union of India & Another** (CRA No.722/2017), the Hon'ble Supreme Court has held that the quantity of psychotropic substance has to be calculated by including

neutral substance. Therefore, considering the huge quantity of cough syrup recovered from the applicant, which is of commercial quantity, I am not inclined to release the applicant on bail. Accordingly, the application is rejected.

Sd/-
Judge
(Prashant Kumar Mishra)

Barve