

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-12919-2021

Date of Decision: 22.03.2021

Jaswinder Singh alias Kaka

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Raj Kumar Gupta, Advocate,
for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

Through this second petition, the petitioner seeks interim bail in case bearing FIR No.142 dated 01.10.2020, registered at Police Station Dhanaula, District Barnala, under Sections 18 and 25 NDPS Act, for a period of three months on compassionate and humanitarian grounds.

Learned counsel for the petitioner contends that Narinder Kaur, daughter of the petitioner, who is a boxer by profession, has received the injuries and for the treatment of the same, she is to be operated upon in the hospital. She has to leave for Canada by May, 2021, on the student visa.

On the other hand, learned State counsel opposes the prayer made in the present petition.

I have heard the learned counsel for the parties.

This is the second petition, the first one having been dismissed as withdrawn on 23.02.2021.

As per the prosecution version, the recovery of opium weighing 3-kg and drug money of Rs.1,30,000/- had been effected from the possession of the petitioner. The aforesaid recovery of opium falls in the commercial quantity. Section 37 of the NDPS Act bars the grant of bail to the accused in case of commercial quantity.

Moreover having perused the documents available on record, this Court is not convinced with the submissions of the learned counsel for the petitioner that the presence of the petitioner is required during the treatment of his daughter.

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

22.03.2021

parveen kumar

**(HARNARESH SINGH GILL)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No