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

CRM-M No. 18986 of 2021
Date of Decision: 21.05.2021

Kewal Singh

-Petitioner

Vs

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ankit Kumar, Advocate,
for the petitioner.

Mr. Amar Ashok Pathak, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C. in case bearing FIR No.154 dated 20.11.2020 under Sections 22/61/85 of NDPS Act registered at Police Station STF Phase 4, District SAS Nagar, Mohali.

Petitioner along with Ramanjit Singh @ Raman was apprehended on the basis of secret information and after installing naka, 72000 intoxicant tablets make Tramadol Hydrochloride RL-DOL-100 SR with batch number and other particulars were recovered.

As per FSL report, the average weight of each tablet of parcel No.1 was found to be 333 mg per tablet and in this way, cumulative weight of 36000 tablets came out to be 11 kgs 988 grams. The average weight of each tablet in parcel No.2 was found to be 334 mg per tablet and cumulative weight of 36000 tablets was found to be 12 kgs 24 grams.

Since, recovery is of commercial quantity, therefore, rigor of Section 37 of NDPS Act would be attracted.

Arguments of learned counsel for the petitioner that house of the petitioner was searched on 18.11.2020 and 20.11.2020 and thereafter, false recovery was planted upon the petitioner and co-accused would be tested on the basis of evidence to be led by the petitioner only in his defence evidence.

No ground is made out to grant any indulgence in favour of the petitioner.

Dismissed.

May 21, 2021

Jyoti Sharma

**(RAJ MOHAN SINGH)
JUDGE**

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No