

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

CRM-M No.28633 of 2020(O&M)

Date of Decision: 27.07.2021

Avtar Singh

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. N.S. Goraya, 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.0050 dated 03.03.2020 registered under Sections 22, 61, 85 of the NDPS Act at Police Station City Rajpura, District Patiala.

Petitioner is an accused of offence under Section 21 of the NDPS Act. 60,000 tablets of Lomotil were recovered from him. Though the petitioner was apprehended on the basis of suspicion, but the police has complied with the requirement of Section 50 of the NDPS Act by giving offer to the petitioner for his search before the Gazetted Officer or the Magistrate. Petitioner opted his search to be conducted by Gazetted Officer.

Gazetted Officer came to the spot and thereafter, search of the petitioner and his vehicle was conducted.

At this stage, keeping in view the huge recovery effected from the petitioner, no ground is made out to grant any indulgence under Section 439 Cr.P.C in favour of the petitioner.

Dismissed.

27.07.2021
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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No