

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

CRM-M-39893-2020
Date of Decision : 23.02.2021

Mulkha Singh **....Petitioner**

Versus

State of Punjab **....Respondent**

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Lupil Gupta, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No.114 dated 08.08.2020 under Sections 22 and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Tappa Mandi, District Barnala, Punjab.

Learned counsel for the petitioner submits that Investigating Officer received a secret information that Gurdeep Singh @ Gipa and petitioner Mulkha Singh are habitual in selling intoxicant tablets and they are coming on a motorcycle and can be apprehended with intoxicant tablets.

Learned counsel for the petitioner further submits that, thereafter, the petitioners were arrested and 3500 tablets of CLOVIDOL 100 SR were recovered from both the petitioners.

Learned counsel for the petitioner further submits that petitioner is in judicial custody since 08.08.2020; *challan* stands presented on 27.01.2021 and therefore, it will take some time in conclusion of the trial.

Learned State counsel has filed the custody certificate and has opposed the bail on the ground that recovery is of commercial quantity.

I have heard learned counsel for the parties.

Without commenting on the merits of the case and considering the fact that a heavy recovery of 3500 intoxicant tablets has been effected from the petitioner, which falls in commercial quantity, I find no ground to grant him concession of regular bail.

Accordingly, the present petition is dismissed.

23.02.2021

Waseem/Chetan

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No