

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

218

CRM-M-7695-2022

Date of Decision : **August 25, 2022**

JAGJIT SINGH @ JEETA

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. G.S.Sidhu, Advocate
for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

JASGURPREET SINGH PURI. J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.313 dated 24.6.2021 under Sections 22, 25 of NDPS Act, registered at Police Station City, Barnala, District Barnala.

It has been submitted by the learned counsel for the petitioner that the petitioner is in custody from 24.6.2021 and the petitioner has been falsely implicated in the present case. He submitted that considering the custody of the petitioner, he may be considered for the grant of regular bail.

On the other hand, the learned State counsel has stated on instructions from ASI Gurmail Singh that the petitioner alongwith other co-accused was found with 1000 tablets of tramadol and as per the FSL report the salt was tramadol and the quantity falls within the category of commercial quantity. He further submitted that the petitioner has also

been convicted in a case under Sections 379/34 IPC and has submitted that the petitioner does not deserve the concession of regular bail in view of the bar contained under Section 37 of NDPS Act.

I have heard the learned counsels for the parties.

Although the petitioner is in custody from 24.6.2021 but there has been a recovery of 1000 tablets of tramadol which falls in the category of commercial quantity. The learned counsel for the petitioner has not been able to make out any ground for making departure from the bar contained under Section 37 of NDPS Act.

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

However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

August 25, 2022
ajay-1

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No