

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

**Neutral Citation No. 2024:PHHC:050965
CRM-M-4764-2024
Date of Decision: April 16, 2024**

Bittu Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Saurav Kanojia, Advocate for the petitioner.

Mr. Baljinder Singh, DAG, Punjab.

DEEPAK GUPTA, J.(Oral)

By way of present petition under Section 439 Cr.P.C., petitioner prays for his release on regular bail in a case arising out of FIR No.172 dated 02.09.2022, under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the NDPS Act') (Section 29 of the NDPS Act added later on), registered at Police Station Samrala, District Ludhiana.

2. As per the prosecution allegations, petitioner was found in possession of 10000 intoxicating tablets containing salt of tramadol hydrochloride; and 6000 tablets make Alprasafe – 0.5, containing the salt of alprazolam. On analysis, the average weight of the tablets containing tramadol hydrochloride was found to be 4.57 mg. per tablet; whereas average weight of the intoxicating tablets containing salt of alprazolam was found to be 120 mg. per tablet. Thus, weight of tramadol hydrochloride as contained in 10000 tablets were found 4.47 Kg., which is more than 18 times of the threshold from which commercial category starts i.e. 250 grams.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated; that he is in custody for the last more than 01 year and 07 months with no criminal antecedent.

4. Heard.

5. Having regard to huge quantity of contraband as recovered from the petitioner, but without commenting anything on the merits of the case, this Court is not inclined to grant regular bail to the petitioner.

Dismissed.

April 16, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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

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