

Buta Singh Vs. State of Punjab
FIR No.129 of 03.08.2021 U/s 21(c) NDPS Act,
Police Station City Patti
CIS No. BA/3091-21

Present: Sh.K.S.Mand, Adv. Counsel for the accused-applicant.
APP for the State.

This order of mine is aimed at disposal of application u/s 439 Cr.P.C whereby the accused has prayed for his release of bail.

Notice of the application issued. Record of the case has been perused besides perusing such record, I have heard Ld. Counsel for applicant and APP for the State at length.

As per record, the accused **Buta Singh** is claimed to have been found to be in conscious possession of **270 gms of Heroin**. As per the provisions of NDPS Act, quantity of heroin in excess of **250 gms Heroin** falls within the ambit of “commercial quantity” to which the rigors of section 37 of the Act, do get attracted. As a result keeping in view the recovery of commercial quantity of Heroin from the accused and further keeping in view the provisions section 37 NDPS Act, I do not find the accused entitled to the concession of bail and his bail application stands dismissed. Papers be consigned to the Record Room.

Announced in open Court
08.11.2021

Charanjeet Arora
Additional Sessions Judge
Tarn Taran. UID No. PB0178