

QUANTITIES IN NDPS ACT

Substance	Maximum punishment awardable in small quantity	Maximum punishment awardable in intermediate quantity	Minimum and maximum punishment awardable in Commercial quantity
(i). For production, possession, transportation, import, export, selling, purchasing, using; Poppy straw [S.15]; Prepared opium [S.17]; Opium Poppy and opium [S.18]; Cannabis[S.20]; Manufactured drugs [S.21]; Psychotropic substances [S.22]; (ii). Import, export, transshipment of any prohibited substance[S.23]; (iii).External dealings in contravention of S. 12, without authorisationof the Central government [S.24]	Imprisonment extendable to 1 year and/or fine up to INR 10,000	Imprisonment extendable to 10 years and with fine up to INR 100,000	Minimum imprisonment for 10 years extendable to 20 years and minimum fine of INR 100,000 extendable up to INR 200,000. The court can further increase fine by recording reasons

Cultivation of coca plant or gathering it's any part; or possession, sale, purchase, transportation, import, export, or usage of coca leaves [S.16]	Imprisonment extendable to 10 years and fine up to INR 100,000
Embezzlement of opium by a licensed cultivator [S.19];	Minimum imprisonment for 10 years extendable to 20 years and minimum fine of INR 100,000 extendable up to INR 200,000. The court can further increase fine by recording reasons
Cannabis plants [S.20(a)(i)]	Imprisonment extendable to 10 years and fine up to INR 100,000
Knowingly permitting use of premises, animal, conveyance, space under one's ownership or occupation, or control or usage; for commission of any offence under the Act [S.25]	Punishment provided for that offence
Contravention of the order under S.9A, made by Central Government regulating the controlled substances [25A]	Imprisonment extendable to 10 years and fine up to INR 100,000. The court can further increase fine by recording reasons

Omission to maintain accounts or submit returns in accordance with Act, or to produce valid authorisation on demand, without any reasonable cause; or knowingly keeping falsified accounts or making wrong statements; or wilfully and knowingly acting to breach conditions of licence, permit, or authorisation, which are not punishable anywhere else in the Act. [S.26]	Imprisonment extendable to 3 years and/or fine
Consumption of substance specified under S.27	Imprisonment extendable to 1 year and/or fine up to INR 20,000
Consumption of substance not specified under S.27	Imprisonment extendable to 6 months and/or fine up to INR 10,000
Illicitly trafficking of financing activities specified in sub-clauses (i) to (v) of clause (viii) of S.2 of the Act, or harbouring offenders engaged in such activities [S.27A]	Minimum imprisonment for 10 years extendable to 20 years and minimum fine of INR 100,000 extendable up to INR 200,000. The court can further increase fine by recording reasons
Contravening S.8A by converting, transferring, disguising, purchasing property derived in violation of the Act or any corresponding law of other country [S.27B]	Minimum imprisonment for 3 years extendable to 10 years and fine.
Attempt to commit or cause to commit an offence punishable under chapter IV of the Act, and does an act in its furtherance [S.28]	Punishment provided for that offence
Abetment and criminal conspiracy to commit an offence [29]	Punishment provided for that offence
Preparation to do or omission to do anything which constitutes an offence of embezzlement of opium by cultivator (S.19), or external dealings (S.24), or financing illicit traffic or harbouring offenders (S.27A), or when the quantity involved in the offence falls in commercial category. Intention will be inferred from such preparation or omission irrespective of fact whether offence was committed or not [S.30]	Imprisonment of minimum of one half, if any, extendable to one half of the maximum prescribed of such offence, if had been committed, and fine not less than one half of the minimum amount, if any, extendable to one half of the maximum amount imposable for such offence. The court can further increase fine by recording reasons
Sentence on conviction when no specific punishment is provided for [S.32]	Extendable to maximum of 6 months and/or fine
Vexatious and unnecessary entry or unnecessary searches, seizures, and arrests [S.58(1)]	Imprisonment extendable to 6 months and/or fine up to INR 1,000
Providing false information wilfully with	Imprisonment extendable to 2 years

a malicious intent to cause arrest or search [S.58(2)]	and/or Fine
Failure or withdrawal or refusal to perform duty without permission or lawful reason [S.59(1)]	Imprisonment extendable to 1 year and/or Fine
Wilfully aiding or conniving to contravene the provisions of the Act or its rule by an officer duty bound or a person entrusted with custody of a drug dependent or an accused charged with an offence [S.59(2)]	Minimum imprisonment for 10 years extendable to 20 years and minimum fine of INR 100,000 extendable up to INR 200,000
Enhanced punishment to the former convicts under the Act for the offences which attract punishment similar to the previous offence(s). The conviction under any corresponding law by a competent criminal court outside India, shall be treated as a previous conviction by an Indian court. [S.31]	Imprisonment of one and a half time of maximum and fine of one and a half time of the maximum amount; and when minimum sentence is prescribed then Imprisonment of one and a half time of minimum and fine of one and a half time of the minimum amount. The court can further increase fine by recording reasons
Enhanced punishment including Death penalty, when previous conviction under this Act was for commercial quantity, or embezzlement of opium by cultivator (S.19), external dealings (S.24), financing illicit traffic or harbouring offenders (S.27A), and when the subsequent conviction is dealing with the quantities of substances equal or greater than those mentioned in the table. The conviction under any corresponding law by a competent criminal court outside India, shall be treated as a previous conviction by an Indian court [S.31A]	Minimum sentence prescribed under S.31 or with Death
Table under S. 31A -Particulars of narcotic drugs/psychotropic substances	Quantity
(i) Opium	10 kgs
(ii) Morphine	1 kg
(iii) Heroin	1 kg
(iv) Codeine	1 kg
(v) Thebaine	1 kg
(vi) Cocaine	500 grams
(vii) Hashish	20 kgs
(viii) Any mixture with or without any neutral material of any of the above drugs	lesser of the quantity between the quantities given against the respective narcotic drugs or psychotropic substances mentioned above forming part of the mixture

(ix) LSD, LSD-25(+)-N, N-Diethyllysergamide (d-lysergic acid diethylamide)	500 grams
(x) THC (Tetrahydrocannabinols, the following isomers: 6-a (10-a), 6-a(7), 7, 8, 9, 10, 9(11) and their stereochemical variants)	500 grams
(xi) Methamphetamine (+)-2-Methylamine-1- Phenylpropane	1500 grams
(xii) Methaqualone (2-Methyl-3-o-tolyl-4-(3-H)- Quinazolinone)	1500 grams
(xiii) Amphetamine (+)-2-amino-1-Phenylpropane	1500 grams
(xiv) Salts and preparations of the Psychotropic Substances mentioned in (ix) to (xiii)	1500 grams