

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CRM-M-19127-2015
Date of decision:8.6.2015**

Gagi @ Gagi Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.Jagjit Gill, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks pre-arrest bail in FIR No.313 dated 22.10.2014 registered under Sections 15, 16, 61 and 85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station, Kallanwali, District Sirsa.

Learned counsel for the petitioner submits that petitioner is not involved in any other criminal case. Petitioner was not apprehended at the spot nor any recovery was effected from him. He further submits that the story put-forth by the prosecution that one police officer/official recognised the petitioner seems to be highly improbable because petitioner has never gone to any police station. Other co-accused namely Balkaran singh has been granted bail by this Court. He prays for allowing the present petition.

Having heard the learned counsel for the petitioner at considerable length, after careful perusal of the record of the case and giving thoughtful consideration to the contentions raised, this Court is of the considered opinion that since the police officer/official would have no enmity with the petitioner, the allegation of false implication does not seem

to be correct. Since the commercial quantity of contraband has been recovered from the co-accused of the petitioner, the custodial interrogation of the petitioner would be a compulsive necessity of the investigating agency so as to conduct an effective investigation.

In view of the above and without commenting anything further on merits at this stage, lest it should prejudice the rights of either of the parties, no case for anticipatory bail is made out.

Dismissed.

8.6.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE