

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

CRM-M-27366-2015
Date of decision:4.9.2015

Abhishek Kumar

...Petitioner

Versus

State of Punjab

...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.Ritesh Pandey, Advocate for the petitioner.
Ms.Anmol Grewal, AAG, Punjab.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks bail pending trial in FIR No.198 dated 4.11.2014 registered under Sections 309/402/411/414/489-A, 489-B, 489-C/120-B IPC, under Sections 18/21/22/61/85 of the NDPS Act, under Sections 25/27/54/59 of the Arms Act and under Sections 3/34/20 of the I.P.Act at Police Station, Civil Lines, Batala, District Gurdaspur.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. This is the reason no recovery could be effected from the petitioner. He further submits that on the same date two FIRs were registered against the petitioner bearing present FIR No.198 and 199. He concluded by submitting that since the prosecution evidence is yet to start, conclusion of the trial will take long time. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from ASI Gursharan Singh, Police Station Civil Lines, Batala, submits that

the petitioner is a habitual offender. He is facing criminal trial in three cases, out of which two are under the NDPS Act. The allegations are direct and serious including that of fake currency. She prays for dismissal of the present petition.

Having heard the learned counsel for the parties 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 in the given fact situation of the instant case, petitioner has not been found entitled for bail pending trial. It is so said, because the allegations against the petitioner are of serious nature including that of fake currency. In this view of the matter, petitioner is not entitled for bail pending trial.

At this stage, learned counsel for the petitioner seeks permission of the Court to withdraw the present petition.

Permission is granted.

Dismissed as withdrawn.

4.9.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE