

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-29660-2015

Date of decision: 03.09.2015

Jasvir Singh @ Jassa

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Inderpal Singh, Advocate for the petitioner.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 22,61,85 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Salem Tabri, Ludhiana, vide FIR No.153 dated 19.07.2014.

Learned counsel for the petitioner submits that petitioner has nothing to do with the alleged offence and he has been implicated falsely in the present case. He submits that petitioner was granted interim bail vide order dated 29.01.2015 by Special Court, Ludhiana, but he could not furnish bail bonds pursuant to interim bail as he was in custody in other cases. However, later on he was released on bail in those cases.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

It is evident that petitioner was granted interim bail on

29.01.2015 by Judge, Special Court, Ludhiana subject to his furnishing personal bond in the sum of Rs.40,000/- with two sureties and certain other conditions. He did not comply with the said order and did not furnish bail bonds. On 29.7.2015 he filed application under section 439 Cr.P.C. which was dismissed by the trial court with costs of Rs.100/-. Vide order dated 5.8.2015, he was summoned through non-bailable warrants. As per report of Chemical Examiner, 300 grams Alprozolam powder was recovered from the petitioner.

Keeping in view the facts and circumstances of the case, I am of the considered view that petitioner is not entitled to concession of pre-arrest bail. The petition is without any merit and same is hereby dismissed.

(RAJAN GUPTA)
JUDGE

03.09.2015
'Rajpal'