

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-33019-2015

Date of decision: 05.10.2015

Ravi Kumar

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. R.K. Handa, Advocate
for the petitioner.

Mr. K.D. Sachdeva, Addl. AG, Punjab.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.18 dated 18.02.2015 under Sections 22, 25 of NDPS Act, registered at Police Station Boha, District Mansa.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. He refers to Annexure P-3 to contend that no case would be made out against the petitioner. He also places reliance on an order dated 10.01.2013 passed by this Court in Criminal Appeal No.8990 of 2012. Learned counsel for the petitioner concluded by submitting that since the prosecution evidence is still going on, conclusion of trial will take time. He prays for allowing the present petition.

On the other hand, learned counsel for the State, on instructions from ASI Jaskiran Singh, Police Station Boha, District Mansa, submits that there was no occasion for the investigating agency to falsely implicate the petitioner. Recovery has been effected from the petitioner. After presentation

of the report under Section 173 (2) Cr.P.C., charge has been framed against the petitioner and one PW has already been examined. He prays for dismissal of the present petition.

Having heard the learned counsel for the parties and after careful perusal of the record of the case, this Court is of the considered opinion that keeping in view the peculiar facts and circumstances of the case, petitioner has not been found entitled for bail pending trial. It is so said because allegations against the petitioner are direct and specific.

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

Permission is granted.

Dismissed as withdrawn.

[RAMESHWAR SINGH MALIK]
JUDGE

05.10.2015
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