

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

CRM-M-4236-2015

Date of decision: 27.04.2015

Jarmanjit Singh @ Hira

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

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

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks bail pending trial in FIR No.92 dated 27.07.2014 under Section 22 of NDPS Act, registered at Police Station Raja Sansi, District Amritsar Rural. In fact, the present petition was filed under Section 439 of the Code of Criminal Procedure ('Cr.P.C.' for short) read with Section 167 (2) Cr.P.C.

Learned counsel for the State, on instructions from ASI Kuldeep Singh, Police Station Raja Sansi, District Amritsar Rural, submits that the present petition under Section 167 (2) Cr.P.C. was not maintainable for the reason that the challan had already been presented before the Court of competent jurisdiction, even before filing the present petition before this Court. He submits that the challan was presented on 10.01.2015.

Faced with the above, learned counsel for the petitioner submits that he does not intend to press this petition and the same be dismissed as not pressed, at this stage.

Ordered accordingly.

**[RAMESHWAR SINGH MALIK]
JUDGE**

27.04.2015
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