

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

CRM No.M-42685 of 2015 (O&M)

Date of decision: 22.12.2015

Pritpal Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Saurabh Kapoor, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Jung Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 167(2) of the Code of Criminal Procedure, the petitioner has sought bail in case FIR No.97, dated 24.05.2015, registered under Sections 15 of NDPS Act, at Police Station Sadar Jagraon, District Ludhiana.

It is contended that the petitioner has been falsely implicated in the present case. The petitioner was arrested on 24.05.2015. Learned counsel further contends that on 19.11.2015, incomplete challan was filed as the report of FSL was not attached with the challan. The learned Special Judge has not decided the bail application under Section 167 (2) Cr.P.C., on the same day. Therefore, great prejudice has been caused to the petitioner.

On the other hand, the learned State counsel, submits that the complete challan was filed within 180 days on 19.11.2015. The petitioner had earlier filed an application under Section 167(2) Cr.P.C., which was dismissed as withdrawn.

I have heard learned counsel for the parties and perused the record.

The petitioner had earlier filed an application under Section 167(2) Cr.P.C., on 20.11.2015, however the same was dismissed as withdrawn. Keeping in view the alleged recovery of contraband, without commenting upon the merits of the case, the Court is not inclined to grant the concession sought at this stage.

Dismissed.

22.12.2015

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(JITENDRA CHAUHAN)
JUDGE