

CRM-M-44324-2014

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

CRM-M-44324-2014

Date of Decision:10.03.2015

Gurdev Singh @ Bittu

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

- 1) Whether Reporters of the local papers may be allowed to see the judgment ?.
- 2) To be referred to the Reporters or not ?.
- 3) Whether the judgment should be reported in the Digest ?

Present: Mr. P.S.Miglani, Advocate,
for the petitioner.

Mr. S.S.Chandumajra, DAG, Punjab.

Paramjeet Singh, J. (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in a case arising out of FIR No.33 dated 28.03.2014, registered at Police Station Makhu, Tehsil Zira, District Ferozepur, under Section 22/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Learned State counsel has filed photocopy of report of Chemical Examiner, Punjab Government, Kharar which is taken on record.

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

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There are allegations against the petitioner to the effect that he ran away from the spot after throwing a packet containing 150 grams of intoxicating power which on examination by the Chemical Examiner, Laboratory at Kharar, has been found to be Diacetylmorphine which falls in the category of Heroin at Entry No.56 of the Notification dated 19.10.2001 issued by the Central Government. The interim relief was granted to the petitioner only on the ground that report of chemical examiner was not received. The same has been received now. As per the report, 10.60% Diacetylmorphine has been found in the contents of the parcel.

Although the petitioner has joined the investigation, but keeping in view the fact that he ran away from the spot and he is required for further interrogation to find out the origin of intoxicant, no ground to grant concession of pre-arrest bail is made out.

Dismissed.

Order dated 05.01.2015 is vacated.

Nothing observed hereinabove shall amount to an observation on the merits of the case.

10.03.2015
parveen kumar

(Paramjeet Singh)
Judge