

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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CRM-M-4812 of 2015

Date of Decision: 13.02.2015

Bhagwan Singh @ Bhana

---Petitioner

versus

State of Punjab

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. S.S.Rana, Advocate
for the petitioner**

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

REKHA MITTAL, J.

The petitioner prays for grant of pre arrest bail in FIR No.175 dated 24.6.2014 registered at Police Station, Dharamkot, District Moga for offence punishable under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (in short “the Act”).

Counsel for the petitioner inter alia contends that as per allegations set up in the FIR, the petitioner escaped from the place and was identified by HC Manjit Singh but the said police official was not known to the petitioner earlier as the petitioner has never been involved in any criminal case. The alleged recovery was effected from driver of the vehicle intercepted by the police party. The petitioner came to know about his name being involved in the crime when his brother namely Jeet Singh @ Jeeti was arrested by the police on 25.11.2014. Further submitted that alleged

recovery has already been effected and custodial interrogation of the petitioner is not required, therefore, the petitioner deserves to be allowed benefit of pre arrest bail when otherwise he is ready to face proceedings in accordance with law.

I have heard counsel for the petitioner and perused the records.

The name of the petitioner figures in the secret information received by the Inspector/Station House Officer who later conducted raid in pursuance of the secret information. The petitioner is again named by one of the police officials to be one of the escapists from the vehicle in question which was intercepted and huge recovery of 31 bags of poppy husk each weighing 35 kgs was made. Keeping in view the allegations against the petitioner, I do not think it to be a fit case wherein the petitioner deserves to be allowed benefit of bail in anticipation of arrest.

Dismissed.

(REKHA MITTAL)
JUDGE

13.02.2015
PARAMJIT