

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

CRM No.M-15201 of 2016 (O&M)

Date of decision: 11.07.2016

Surjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Karanjit Singh, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

Jitendra Chauhan, J. (Oral)

This petition under Section 439 of the Code of Criminal Procedure is for grant of regular bail in case FIR No.35 dated 30.03.2011, registered under Sections 18, 21 and 22 of NDPS Act, at Police Station Cantonment, District Amritsar City.

It is contended that the petitioner is not named in the FIR. No recovery was effected from the petitioner. The contraband i.e. 5 gms smack was allegedly recovered from the co-accused who has been acquitted by the trial Court.

On the other hand, the learned State counsel opposes the bail application and states that the petitioner was declared proclaimed offender. He is involved in another FIR under NDPS Act.

Heard.

Considering the fact that the petitioner has been declared proclaimed offender and has misused the concession of bail earlier granted to him, this Court is not inclined to grant the concession of bail.

Dismissed.

However, keeping in view the fact that co-accused, namely, Sandeep @ Bhamari has already been acquitted from whom allegedly the recovery of 5 gms smack was effected, the trial Court is directed to conclude the trial expeditiously preferably within three months from the date of receipt of certified copy of this order.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

11.07.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE