

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

-.-

**C.R.M-M No. 46607 of 2016
Date of Decision : 27.12.2016**

Balwant Singh @ Bantu

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present : Mr. Paramjit Singh Jammu, Advocate, for the petitioner.

TEJINDER SINGH DHINDSA, J. (Oral)

Petitioner has preferred the instant petition under Section 438 Cr.P.C seeking concession of anticipatory bail to the petitioners in FIR No. 257, dated 22.08.2000, registered under Section 15 of the NDPS Act, at Police Station Nakodar District Jalandhar.

As per prosecution version there was an alleged recovery of 252 Kg of poppy-husk from the petitioner as also two other co-accused. FIR relates to the year 2000.

Learned counsel for the petitioner would vehemently contend that the other two co-accused have since been acquitted by the trial Court.

This Court, however, is not inclined to extend in favour of the petitioner the concession of pre-arrest bail. Learned counsel during the course of arguments has conceded the fact that the petitioner having evaded the process of law had been declared a proclaimed offender way back in the year 2005 itself. Petitioner also cannot be permitted to take mileage of the

fact that the two other co-accused have since been acquitted as these two co-accused had faced trial whereas the petitioner did not join trial proceedings.

A proclaimed offender does not deserve the concession of pre-arrest bail.

Accordingly, the petition is dismissed.

December 27, 2016
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(**TEJINDER SINGH DHINDSA**)
JUDGE

Whether speaking/reasoned	-	Yes
Whether reportable	-	No