

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

**CRM-M No.13757 of 2017
Date of Decision: 24.05.2017**

Prem Singh Malik

..... Petitioner

Versus

Intelligence Officer, Narcotics Control Bureau, Amritsar

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Sutikshan Sharma, Advocate
for the petitioner.

DEEPAK SIBAL J. (ORAL)

The present is the second petition filed by the petitioner under Section 438 Cr.P.C. seeking anticipatory bail in complaint No.NCB Crime No.29/2016, dated 19.07.2016, pending before the Special Judge, Amritsar.

The first petition being *CRM-M No.5116 of 2017-Prem Singh Malik Vs. Intelligence Officer, Narcotics Control Bureau, Amritsar*, had come up for hearing before me on February 16, 2017, on which date, learned counsel for the petitioner after arguing the matter at length and having received no favourable response from the Court, sought to withdraw the afore-referred petition, which was permitted.

It is fairly admitted by learned counsel for the petitioner that after February 16, 2017, till date, there is no change in circumstance.

Even otherwise, the allegations against the petitioner are grave. It is the case of the prosecution that on 19.07.2016, on receipt of specific information, two persons, namely, Charanjit Chopra @ Sweetie and Kuldeep Singh alias Mintu, who were travelling in a car from

Jalandhar to Amritsar were intercepted. On search of their car, a cardboard box containing 75 boxes of Buprenorphine injections LP Gesic and two boxes containing Buprenorphine injections Cupigesic were found. As a result of their interrogation, co-accused-Israr Hussain was arrested from whose possession, 5000 Buprenorphine injections were recovered. Further investigations revealed that the petitioner, who is the owner of two firms i.e. Fizak Healthcare and Rayan Laboratories Limited, was involved in illicit trafficking of Buprenorphine injections as these injections were being packed in his afore-mentioned laboratories.

A perusal of the record further shows that the petitioner on appearance before the Narcotics Control Bureau has confessed to have taken part in the illicit trafficking of Buprenorphine injections.

Learned counsel for the petitioner has submitted that the petitioner is not involved in the case as he was only manufacturing packaging material which was used by the co-accused for trafficking drugs and that the raids conducted on the laboratories of the petitioner had not yielded any recovery of Buprenorphine injections.

The case of the prosecution reveals large scale trafficking of Buprenorphine injections. The petitioner owns healthcare facilities/laboratories wherein the injections are allegedly being packed for supply.

Whether the petitioner was packaging narcotics for other drug dealers and to whom all supplies of packaged drugs were being made by him needs to be thoroughly probed.

In view of the above as also for the reason that there are no fresh grounds after the first bail petition of the petitioner had been dismissed as withdrawn, in my opinion the petitioner does not deserve the grant of anticipatory bail.

Dismissed.

May 24, 2017
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No