

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

201

CRM-M-34929-2017

Date of Decision:09.11.2017

Amar Kaur @ Thela

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. D.S.Sandhu, Advocate,
for the petitioner.

Mr.M.S.Nagra, A.A.G., Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.43 dated 02.04.2016 under Section 15/18/21/22 of NDPS Act and Section 61 of the Excise Act, registered at Police Station Sultanpur Lodhi, District Kapurthala.

Learned counsel for the petitioner states that the perusal of the file shows that the present FIR was registered against 38 persons and the petitioner has been added as an accused therein. He further states that the present case has been falsely planted against the petitioner.

On the other hand, learned State Counsel on instructions

from HC Surjeet Singh, states that in the present case, the petitioner

was arrested and 250 grams of intoxicating substance was found from her possession. The contraband was sent to the Forensic Science Laboratory (for short "FSL") and the report thereof suggests that the intoxicating substance found in possession of the petitioner contains Alprazolam. The petitioner was earlier granted interim bail by the learned trial court, for the reason that report of FSL was not available at that time. But since now the FSL report has been received and as per report, contraband contains Alprazolam, the petitioner is not entitled for the grant of anticipatory bail.

I have heard learned counsel for the parties.

Considering the fact that the report of chemical examination suggests that the recovered contraband contains Alprazolam, therefore, the plea of the petitioner that she has been falsely implicated in this case, cannot be accepted, at this stage. No ground for the grant of anticipatory bail is made out.

Accordingly, the present petition is dismissed.

November 09, 2017
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No