

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

CRM-M-40145 of 2014 (O&M)

Date of decision: 24.01.2017

Hargobind Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vipul Jindal, Advocate and
Mr. Dheeraj Chawla, Advocate for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioners have sought regular bail in FIR No.6 dated 26.04.2014, registered under Sections 21, 25 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'NDPS Act') and Section 25 of Arms Act, at Police Station State Special Operation Cell, Amritsar.

It is contended that in an identical FIR lodged by the present complainant, the petitioners stand acquitted, vide judgment of acquittal dated 10.08.2016, passed by learned Judge Special Court, Amritsar. The petitioners are behind the bars since 16.05.2014 and 21.05.2014 respectively.

On the other hand, the learned State counsel opposes the bail application and submits that the petitioners are involved in seven FIRs under NDPS Act.

Heard.

Considering the heavy quantity of contraband allegedly recovered and the antecedents of the petitioners, this Court is not inclined to grant the relief as prayed for at this stage.

Dismissed.

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

However, considering the fact that in an identical FIR, the present petitioners have earned acquittal and as per learned State counsel, the State has not assailed the judgment of acquittal, the trial Court is directed to conclude the trial expeditiously preferably within six months from the date of receipt of certified copy of the order.

24.01.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No