

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-M No.43564 of 2016.

Date of Decision: March 16, 2017

Kulvir Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

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

Ms.Reeta Kohli, Additional AG, Punjab.

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Surya Kant, J. (Oral)

Status report-cum-affidavit filed in Court by Superintendent of Police (Investigation), Patiala, is taken on record.

The petitioner seeks his enlargement on regular bail in case FIR No.69 dated 16.04.2013 registered at Police Station Fatehgarh Sahib under Sections 22/25-A/27-A, 29, 22, 61, 85 of NDPS Act and 420, 467, 468, 471 IPC.

In the above-stated case, the petitioner was arrested on 17.05.2013 and pursuant to his disclosure statement, 3 Kgs. intoxicant material containing salt Methamphetamine (ICE) is alleged to have been recovered from him. The contraband statedly recovered from the petitioner is of commercial quantity. Besides this case, the petitioner is also involved in the following cases:-

- (i) FIR No.42 dated 22.03.2013, under Sections 22/61/85 of NDPS Act, PS Sirhind, District Fatehgarh Sahib, pending in the Court of Special Judge (NDPS Act), Fatehgarh Sahib;

- (ii) FIR No.50 dated 03.04.2013 under Sections 18/22/61/85 of NDPS Act, 25 of Arms Act, PS Urban Estate, Patiala, pending in the Court of Special Judge (CBI), Punjab, Patiala;
- (iii) FIR No.60 dated 01.06.2012 under Section 21/29/61/85 of NDPS Act read with Section 25 of Arms Act, Police Station Kartarpur, District Jalandhar, pending in the Court of learned Special Judge (NDPS) Jalandhar....”

The petitioner is thus involved in more than one cases under the NDPS Act. Besides there were other criminal cases under IPC etc. in which the petitioner has since been acquitted.

In this view of the matter, it is difficult to hold that rigors of Section 37 of the NDPS Act are not be attracted. No case to grant bail at this stage is made out.

Dismissed.

[SURYA KANT]
JUDGE

March 16, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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