

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

**CRM-M-4769-2017
Date of decision-15.02.2017**

Kashmir @ Sheera

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Viney Puri, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 438 of the Criminal Procedure Code has been filed for grant of anticipatory bail to the petitioners in FIR No.267 dated 06.12.2006 registered under Section 15 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Shahkot, District Jalandhar (Annexure P-1).

Learned counsel for the petitioner contends that the co-accused Mandeep Singh stands acquitted of the charge by judgment dated 19.03.2010 (Annexure P-2). After the acquittal, the petitioner was conveyed that he also stands acquitted.

I have heard learned counsel for the petitioner and have gone through the case file.

The petitioner is the main accused in the present case as per the FIR, recovery was effected from the petitioner. He was a pillion rider and the alleged bag containing 20 kilo grams of poppy husk was held by the petitioner.

In the circumstances, no case for grant of concession of

anticipatory bail is made out.

However, considering the fact that the co-accused stands acquitted, it is ordered that in case the petitioner surrenders before the competent Court within a week from today and files his regular bail petition, the same shall be decided expeditiously.

Consequently, the petition stands disposed of.

(JITENDRA CHAUHAN)
JUDGE

February 15, 2017

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