

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

CRM-M No.13047 of 2018

Decided on: 19.04.2018

Surinder Pal Singh

. . . Petitioner

Versus

State of Punjab

. . . Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.Vipul Jindal, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J. (Oral)

This is the second petition preferred by the petitioner before this Court under Section 439 Cr.P.C. seeking bail pending trial in case FIR No.397 dated 25.12.2008, under Sections 21/23/28/29/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Phagwara, District Gurdaspur.

As per the allegations recovery of 25 Kgs of heroin had been effected from the petitioner and other co-accused.

Previous petition preferred by the petitioner under Section 439 Cr.P.C. bearing CRM-M No.30895 of 2016 had been dismissed on

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merits in terms of the detailed order dated 03.11.2016 passed by a Coordinate Bench of this Court.

Counsel would justify the filing of the instant second petition by adverting to the length of incarceration which the petitioner has faced approximately 3 years and 7 months as on date.

Be that as it may. This Court is not inclined to accept the prayer of the petitioner for grant of concession of regular bail.

State counsel upon instructions from HC Gurdial Singh of Police Station City Phagwara, has apprised the Court that out of 16 prosecution witnesses 10 witnesses have already been examined.

That apart, it has gone uncontroverted that the petitioner having evaded the process of law was declared a proclaimed offender and had been arrested after a period of five years from the date of registration of the FIR.

No case for intervention is made out.

Petition dismissed.

[TEJINDER SINGH DHINDSA]
JUDGE

April 19, 2018
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Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No