

201 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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2018.07.03 10:47
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CRM-M-19729-2018 (O&M)

Date of decision: 01.06.2018

Dapinder Singh @ Raja

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE P. B. BAJANTHRI

Present: Mr. J.S.Thakur, Advocate
for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

P. B. BAJANTHRI, J. (ORAL)

In the instant petition, the petitioner has sought for anticipatory bail under the provision of Section 438 Cr.P.C. arising out of FIR No. 79 dated 14.04.2018, under Section 21 of the NDPS Act registered at Police Station City Division No.5, District Jalandhar Commissionerate.

The allegation against the petitioner is that he was driving his father's car along with his co-accused Harwinder Singh @ Happy. They were stated to carrying 12 gram of heroin which was recovered from the co-accused. Since the petitioner had ran away from the spot, consequently, nothing could be recovered from him. On the other hand driving licence of the petitioner was recovered from the vehicle. Custodial interrogation of the petitioner is required to recover the contraband and burst the racket. Such as who is the supplier of the heroin. As recovery is yet to be effected from the accused for which custodial interrogation is necessary, therefore, petitioner is not made out a case for anticipatory bail having regard to the stringent provisions under the NDPS Act.

Accordingly, the present petition for anticipatory bail stands
rejected.

(P. B. BAJANTHRI)
JUDGE

01.06.2018
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Whether speaking/reasoned	Yes
Whether reportable	No