

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

CRM-M No.27428 of 2017

Date of Decision: 09.01.2018

Jasvir Singh @ Gheesi

. . . Petitioner

Versus

State of Punjab

. . . Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

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

Ms. Rajni Gupta, Sr. DAG, Punjab.

Sudip Ahluwalia, J. (Oral)

Learned counsel for the petitioner, *inter alia*, submits that his client has been motivatively framed by the police authorities on account of some previous grudge/enmity with close relative of the petitioner's family namely Avtar Singh. To substantiate this contention, learned counsel for the petitioner has also drawn attention to the fact that two more FIR Nos.45 and 46 of the same date, were drawn up in the same Police Station, against his other family members alleging recovery of contraband from each of them at different spots on the very same day i.e. 12.06.2016, which in itself is a highly improbable situation.

2. It is further highlighted that four other FIRs i.e. (i) FIR No.31 dated 18.02.2018, Police Station Tanda; (ii) FIR No.70 dated 13.08.2013

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Police Station Begowal; (iii) FIR No.46 dated 11.06.2014, Police Station Begowal; and (iv) FIR No.44 dated 12.06.2016, Police Station Begowal under the NDPS Act were lodged against the petitioner earlier, in which cancellation report was submitted by the police itself in one of the cases while he has been acquitted in two other cases and in one case was convicted and awarded imprisonment for a period of two months, since the contraband recovered from him was essentially of small quantity.

3. Considering the entirety of all the above circumstances and without making any comment on the merits of the present case which might otherwise influence the result of the trial, this Court is of the opinion that further detention of the petitioner, at this stage, is not justified.

4. The petitioner may, therefore, be released on bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Illaqa Magistrate, concerned.

5. Disposed off.

[SUDIP AHLUWALIA]
JUDGE

January 9, 2018
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Whether Speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No