

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41160-2018

Date of Decision:25.10.2018

Iqbal Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. R.S. Mamli, Advocate,
for the petitioner.

Mr. Anmol Malik, A.A.G., Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.405 dated 04.08.2018 under Section 22 of the NDPS Act, registered at Police Station Ratia, District Fatehabad.

Learned counsel for the petitioner states that it is solely on the basis of disclosure statement of the co-accused, petitioner has been named as an accused in this case. No recovery has been effected from him and the culpability of the petitioner is yet to be decided during the course of trial. Therefore, the petitioner deserves to be admitted on interim bail.

On the other hand, learned State Counsel on instructions from ASI Radhey Sham states that the track record of the petitioner is not good as two more cases are registered against him vide FIR No.22 dated 22.02.2016

under Section 15 NDPS Act, P.S. City Budhlada and FIR No.301 dated

12.05.2016 under Section 15 NDPS Act, P.S. Ratia.

I have heard learned counsel for the parties.

The plea of the petitioner that he has been named as an accused in this case on the basis of disclosure statement of co-accused, cannot be accepted at this stage. The prosecution is required to investigate the matter. Apart from the fact, the petitioner is involved in two more cases under the NDPS Act, though he is on bail, no ground to grant anticipatory bail is made out.

Dismissed.

October 25, 2018
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No