

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

CRM-M-4551-2018

Date of decision:-10.5.2018

Sabir Mohammad @ Sabo Baba

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.Sandeep Verma, Advocate
for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner – Sabir Mohammad @ Sabo Baba – an accused in FIR No.59 dated 10.5.2017, under Section 21/29 of NDPS Act, registered at Police Station Shambhu,Rajpura, District Patiala.

Briefly stated, the facts of the case as per prosecution story are that on 10.5.2017, a police party led by ASI Jaswinder Singh from CIA Staff City, Rajpura had apprehended one Jasbir Singh @ Vicky and

300 gms. of heroin was recovered from his possession. He was interrogated, during the course of which, he stated that he had brought the heroin from one unknown person of African origin at Delhi and was to deliver the same at Amritsar at the asking of petitioner Sabir Mohammad @ Sabo Baba telephonically and he was to receive Rs.50,000/-. The petitioner was arrested in this case on 2.6.2017 and has been sent up to face trial. The petitioner had filed application for regular bail in the Court of Sessions, which was declined by learned Judge, Special Court, Patiala vide orders dated 28.11.2017, as such, he has approached this Court with same request.

Notice of the petition was given to respondent – State and counsel representing the State has put in appearance.

I have heard learned counsel for the parties besides going through the record.

It comes out that the petitioner is involved in drug trafficking, which has caused tremendous damage to the youth of this region. Such type of persons are playing with the lives of innocent persons and their such acts cannot be taken lightly. As per the custody certificate filed by learned State counsel, the petitioner is involved in three more other cases under NDPS Act, which means that he is deeply involved in the drug racket. Such type of persons need to be dealt with firmly and sternly and no sympathy can be shown to them lest that should prove to be counter productive and result in increased drug trafficking. The apprehension expressed by the State counsel that if petitioner is granted bail, there is every likelihood to his absconding and even tampering with the

prosecution evidence cannot be brushed aside lightly.

Therefore, finding no merit in the petition, the same stands dismissed.

10.5.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No