

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

CRM-M-8549-2018

Date of decision:-23.5.2018

Varinder Singh @ Sonu

...Petitioner

Versus

State of Punjab

...Respondent

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

Present: Mr.Avtar S. Khinda, Advocate
for the petitioner.

Mr.C.L. Pawar, Sr.D.A.G., Punjab.

H.S. MADAAN, J.

This petition for regular bail has been filed by petitioner –
Varinder Singh @ Sonu – an accused in FIR No.320 dated 29.10.2017,
under Section 18, 21, 22 and 29 of NDPS Act, registered at Police Station
Sultanpur Lodhi, District Kapurthala.

Briefly stated, the prosecution story is that on 29.10.2017, a
police party from Police Station Sultanpur Lodhi, District Kapurthala
headed by ASI Dilbag Singh was present near bus stand Gurudwara Ber
Sahib turning point, where ASI Dilbag Singh received secret information
that Harjit Singh had formed a gang and the gang members had been
selling opium and intoxicant powder and if a raid was conducted, they

could be apprehended; that the police officer obtained search warrants and conducted raid at the residential house of Harjit Singh at Arora Rasta, Sultanpur Lodhi; that on seeing the police party, Harjit Singh ran away from the spot along with polythene envelope; that two persons namely Varinder Singh (present petitioner) and Desraj besides a woman namely Babli were apprehended; that from personal search of Varinder Singh 55 gms. of heroin was recovered, from the possession of Des Raj 130 gms of intoxicant powder was recovered and from the personal search of Babli 50 gms. of intoxicant powder was recovered; that one polythene bag containing 90 gms. of intoxicant powder, 20 gms. opium along with weighing machine were recovered from the bed; that another polythene envelope was also recovered containing 850 gms of intoxicant powder. The recovered contraband was taken into police possession. Formal FIR in the matter was registered and investigation in the case was started. The petitioner/accused was arrested on 29.10.2017. The petitioner – accused had filed an application for regular bail in the Court of Sessions but the same was dismissed by learned Judge, Special Court, Kapurthala vide order dated 6.12.2017, therefore, the petitioner has approached this Court for grant to similar relief.

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.

Recovery of 55 gms. of heroin was effected from the present petitioner. Drug trafficking is spreading its tentacles in our society, in the

process affecting the social fabric since the number of youngsters taking to drugs is increasing at an alarming rate and if such social evil is not taken seriously then that would have very bad repercussions. 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 merits in the petition, the same stands dismissed.

23.5.2018

Brij

(H.S.MADAAN)**JUDGE****Whether reasoned/speaking : Yes/No****Whether reportable : Yes/No**