

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-4901 of 2019

DATE OF DECISION: MARCH 7, 2019

GURJIT SINGH @ BAJWA

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. H.P.S.RAHI, ADVOCATE FOR THE PETITIONER.
MR. V.G. JOHAR, DAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory to petitioner Gurjit Singh @ Bajwa in FIR No.200 dated 24.12.2018, under Sections 15/61 of NDPS Act, registered at Police Station Dasuya, District Hoshiarpur.

The FIR in the present case was registered on the basis of secret information received by the Police to the effect that a truck bearing registration No.PB07-W-4892 lying parked in Sabji Mandi, Dasuya is having Chura Post. The police team reached the spot and searched the truck and found a plastic bag containing Chura Post which weighed 7 kgs.

Learned counsel for the petitioner contends that the petitioner was not arrested from the spot, though the petitioner was the owner/driver of the said truck. He further contended that a false case has been foisted upon the petitioner.

Learned counsel for the State, on the other hand, submitted that

a specific information was there that Chura Post is concealed in the said truck. He further submitted that the petitioner is also involved in another case registered under NDPS Act.

Heard learned counsel on either side.

The alleged contraband was recovered from truck bearing registration No.PB07-W-4892, of which the petitioner is the registered owner. The petitioner is also involved in another case under the NDPS Act. Keeping in view the allegations and the fact that the matter needs through investigation, no case is made out for grant of extraordinary concession of anticipatory bail.

In view of the above, the petition fails and is dismissed.

March 7, 2019
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No