

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

CRM-M-6866-2019
Date of decision: 19.03.2019

Chamkaur Singh @ Babbu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. P. S. Sekhon, Advocate
for the petitioner.

Mr. M. S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 02 dated 03.01.2019, registered under Section 29 of the NDPS Act, 1985 at Police Station Sadar Dhuri, District Sangrur.

As per the allegations in the FIR, the police party, while on patrol duty, received a secret information that Harbans Kaur @ Banso w/o Late Karnail Singh and Chamkaur Singh @ Babbu (petitioner herein) are involved in the business of bringing intoxicating tablets in heavy quantity from Haryana and selling the same from their house through Nirmal Singh @ Vicky, on which, the police party laid a barrier and intercepted a vehicle, in which, co-accused Nirmal Singh @ Vicky was apprehended with his motorcycle and the recovery of 680 tablets of Tramadol 100 mg was made. Thereafter, on the disclosure of co-accused Nirmal Singh, the other co-accused along with the petitioner herein were also implicated in the case.

Learned counsel for the petitioner has argued that since the petitioner was not arrested at the spot, he is entitled to grant of anticipatory

bail as his name has surfaced later on in the present case on the disclosure of co-accused Niramal Singh, who was arrested at the spot.

Learned State counsel, on the basis of the affidavit of DSP, Sub Division, Dhuri, District Sangrur and on instructions from ASI Kashmir Singh, has opposed the grant of anticipatory bail to the petitioner on the ground that the petitioner is involved in other three FIRs under the NDPS Act, out of which, in two cases, he stands acquitted and in one case, he has been convicted on 10.01.2014.

It is further stated by learned State counsel that the present case is not based only on the disclosure statement of co-accused of Nirmal Singh but also on the secret information, pursuant to which, co-accused Nirmal Singh was arrested.

I have heard learned counsel for the parties.

Considering the fact that there are serious allegations against the petitioner and also in view of the fact that he is involved in some more cases under the NDPS Act, I do not find any ground to grant the concession of anticipatory bail to him.

Accordingly, this petition is dismissed.

19.03.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No