

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

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**CRM-M No.9151 of 2019 (O&M)
Date of Decision: 14.03.2019.**

Allah Ditta

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Imran Farooqi, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, Deputy Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case F.I.R. No.138 dated 28.12.2018 under Section 15 of the N.D.P.S. Act, registered at Police Station City-II, Malerkotla, District Sangrur.

As per allegation, the petitioner was found having in his conscious possession 26 bags (4 quintal-94 kg) poppy husk.

Learned counsel for the petitioner contended that the petitioner has been falsely implicated in the case and nothing has been recovered from him. The alleged recovery from the petitioner is planted one as the house from which the recovery was effected does not belong to the petitioner nor he has ever resided in the said house. The petitioner is ready and willing to co-operate with the investigating agency.

Learned counsel for respondent-State contended that since huge recovery of poppy husk has been effected from the petitioner, he is not entitled for concession of anticipatory bail.

Having considered the submissions made by learned counsel for the parties and the fact that huge recovery of poppy husk has been effected from the petitioner and his custodial interrogation is required in the case, no case is made out for grant of anticipatory bail to the petitioner.

In view of the above, the present petition stands dismissed.

(SHEKHER DHAWAN)
JUDGE

14.03.2019.
komal

Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No