

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

CRM-M-19176-2016

Date of Decision: 18.12.2019

Nirvair Singh @ Laddi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Raj Kumar Gupta, Advocate
 for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 32 dated 11.02.2016 under Sections 18, 21 and 25 of NDPS Act, registered at PS City Jagraon, District Ludhiana.

Vide order dated 15.09.2016 passed by this Court, the petitioner was granted interim bail.

Status report by way of affidavit dated 17.12.2019 of DSP Jagraon, District Ludhiana (Rural) on behalf of respondent-State has been filed today in the Court, which is taken on record and it reveals that after grant of interim bail, another FIR under NDPS Act has been registered against the petitioner.

Learned State counsel states that since the bail granted to an accused is always conditional, in case of breach thereof, the accused is not entitled to the concession of bail.

If a fresh FIR has been registered against the petitioner during the period he was on bail, this factor can not be taken into consideration at this stage and can only be considered at the time of consideration of the bail application of the petitioner in the subsequent FIR.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the order dated 15.09.2016 passed by this Court is made absolute qua petitioner-Nirvair Singh @ Laddi.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

18.12.2019
Maninder

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No