

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

CRM-M-26165-2019 (O&M)

Date of decision: 29.08.2019

Gogi @ Gogi Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 50 dated 30.03.2019, registered under Section 22 of the NDPS Act, 1985 at Police Station Sadar Nabha, District Patiala.

Learned counsel for the petitioner submits that as per the allegations in the FIR, the police party was on patrol duty and when they reached near the house of Paramjit Singh @ Pamma, they found a motorcycle parked there and a heavy plastic bag was lying on the said motorcycle. The petitioner, after taking intoxicant tablets, was handing over the same to her husband Paramjit Singh @ Pamma and her son/step son Raju. On seeing the police party, they ran away from the spot, however, later on, the police conducted the search of the bag, which was lying on the said motorcycle, and recovered 6000 tablets of Tramadol Cavilodol-100SR from the said bag and pit.

Learned counsel for the petitioner has argued that the petitioner was not arrested at the spot and it is yet to be decided whether the proper

procedure was followed during recovery or not.

Learned State counsel has filed affidavit of the Incharge, Police Post Chhintanwala, Police Station Sadar Nabha, District Patiala. As per affidavit, after effecting recovery of 6000 intoxicant tablets (Tramadol Cavilodol-100SR), the same was sent to FSL and it was found to be a narcotic substance.

In the affidavit, it is further stated that the petitioner is involved in three other cases, out of which, she is acquitted in one case and she stands convicted in two cases, whereas her husband/co-accused Paramjit Singh @ Pamma is involved in seven other cases, out of which, he is acquitted in three cases and stands convicted in four cases under the NDPS Act as well as Excise Act.

In view of the above, considering the antecedents of the petitioner as well as the heavy recovery effected from her, I do not find any ground to grant anticipatory bail to the petitioner.

Petition stands dismissed.

29.08.2019

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No