

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-37747 of 2019

DATE OF DECISION: SEPTEMBER 6, 2019

HARI OM

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. R.K. GUPTA, ADVOCATE FOR THE PETITIONER.

MANOJ BAJAJ, J.(ORAL)

The petitioner has prayed for issuance of directions to the official respondent No.2 to decide the representation/application dated 1.3.2019 (Annexure P-2) whereby he has explained his innocence and attributed recovery of poppy husk from his vehicle to his driver.

Learned counsel submits that the recovery was effected from an abandoned vehicle which belonged to the petitioner and there was no driver in the vehicle when the same was effected.

During the course of hearing, it is not disputed by the learned counsel that 24 bags of poppy husk were recovered from the vehicle which belonged to the petitioner. He fairly states that the application for pre-arrest bail filed by him already stands dismissed and he has yet to surrender. The contents of Annexure P-2 are nothing but defence which is yet to be brought to the notice of the Investigating Officer by the petitioner.

In view of the above, no ground is made out to invoke the inherent powers of this Court under Section 482 Cr.P.C.

Petition is dismissed.

September 6, 2019
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No
Whether Speaking/Reasoned : Yes/No