

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

CRM-M-45708-2019(O&M)

Date of decision: 10.12.2019

Santokh Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Sumeet Puri and
Ms. Supriya Arora, Advocates for the petitioner
Mr. S.P.S.Tinna, Addl. AG, Punjab

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of pre-arrest bail in FIR No.11 dated 11.1.2018 registered under Section 22 of the NDPS Act at Police Station City Sunam, District Sangrur.

Learned counsel for the petitioner contends that there is no recovery from the petitioner and he has been nominated as an accused on the statement of co-accused. Such evidence is not admissible.

On the other hand, learned counsel for the State on instructions from HC Sikander Singh has submitted that from the conscious possession of Darshan Singh, 2500 intoxicating tablets were recovered and in the FIR itself name of the petitioner has been mentioned as accused No.2. He further submits that learned Special Court has already convicted Darshan Singh vide judgment dated 16.9.2019. He informs the Court that since the petitioner could not be arrested, therefore, case against him is yet to be tried. He further informs the Court that Darshan Singh in his disclosure statement has submitted

that the aforesaid intoxicating tablets were sourced from the petitioner.

Keeping in view the aforesaid facts, this Court is not inclined to grant pre-arrest bail to the petitioner.

Dismissed.

10.12. 2019	(ANIL KSHETARPAL)
rekha	JUDGE
Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No