

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46366-2019

Date of Decision: 31.10.2019

Surjit Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. K.B. Raheja, Advocate for the petitioner.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in a case FIR No.104 dated 31.07.2019, under Section 15 of the NDPS Act, 1985, registered at Police Station Kot Ise Khan, District Moga.

As per the prosecution case, the alleged contraband was recovered from a vehicle, and petitioner is owner of the said vehicle.

Learned counsel for the petitioner contends that the vehicle was abandoned and 160 kgs of poppy husk was recovered from the petitioner. It is further argued that the truck in question had already been given on lease by the petitioner to one Virsa Singh through lease deed dated 01.03.2019 (Annexure P-2). He has invited the attention of the Court to the joint affidavit of the officials of truck union, Muktsar Sahib in support of the said lease deed.

After hearing learned counsel for the petitioner, this Court finds that no particulars about the model of the truck and the date of registration certificate, etc., are mentioned either in the lease deed or in the affidavit

furnished by the officials of truck union.

Considering the quantity of contraband, recovered from the vehicle of the petitioner, no ground is made out for grant of extraordinary concession of anticipatory bail to the petitioner. This order shall not be construed as an expression of opinion on the merits of the case.

This petition is dismissed.

31.10.2019
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No