

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

205

CRM-M-51638-2018 (O & M)
Date of Decision:31.01.2019

Harwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. P.S. Sekhon, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

MANOJ BAJAJ, J.

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.196 dated 06.11.2018, under Section 15 of NDPS Act, 1985 registered at Police Station City Dhuri, District Sangrur.

As per the allegations in the FIR, when the police was patrolling near Railway Crossing of Maanawala, Dhuri in relation of checking of suspicious person, a white colour car bearing registration No.DL 9CAB 8510 was seen coming from the side of village Saron and was about to turn left. The car was signaled to stop but driver fled away with the car. The car was chased and the driver after leaving the car ran away into the fields. The driver was identified by ASI Sukhwinder Singh as Happy son of Darshan Singh. Upon checking the vehicle, 23 kgs of poppy straw was recovered from the vehicle.

Learned counsel for the petitioner has argued that the petitioner was not arrested on the spot and has been falsely implicated.

On the other hand, the bail is opposed by the learned State counsel on the ground that the petitioner was identified by the officer, when he ran away from the spot. It is pointed out that he is already accused in a similar nature of case. In all, there are three other FIRs against him including for the offence under the Excise Act as well.

Considering the above and the conduct of the petitioner, who firstly did not stop the vehicle and thereafter left behind the car, no case is made out for grant of extra ordinary concession of anticipatory bail.

Dismissed.

31.01.2019

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(MANOJ BAJAJ)
JUDGE

Whether Speaking/Reasoned: Yes/No

Whether Reportable : Yes/No