IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-13559-2020 (O&M)
Date of Decision : 25.06.2020

Hira Singh ..... Petitioner

Versus

State of Punjab ..... Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

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Present : Mr. Joginder Pal Devgan, Advocate
for the petitioner.

Mr. Harbir Singh Sandhu, AAG, Punjab.

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RAMENDRA JAIN, J. (Oral)

Case has been taken up for hearing through video conferencing.

Through instant petition under Section 439 Cr.P.C. prayer has been made for grant of regular bail to the petitioner in a case arising from FIR No.42 dated 06.03.2020, registered under Sections 15 & 29 of the Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station Sarhali, Tehsil Patti, District Tarn Taran, Punjab.

According to prosecution on 06.03.2020, recovery of 80 kg. poppy husk was effected from a jeep bearing registration No.PJF8069 in which petitioner alongwith Angrej Singh alias Sethi were travelling. They were apprehended at the spot.

Learned counsel *inter alia* contends that petitioner is neither the owner nor driver of the said vehicle.

On the other hand, learned State counsel vehemently

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opposed the grant of regular bail to the petitioner, submitting that he has been found involved in another case of similar nature vide FIR No.119 of 2019, registered at Police Station Sarhali. He is a habitual offender.

Considering overall circumstances and the facts that petitioner has also been booked in another case of similar nature and the recovery effected from him falls under commercial quantity, he does not deserve any concession of bail.

Dismissed.

At this stage, learned counsel for petitioner prays for withdrawal of present petition.

(RAMENDRA JAIN)
JUDGE

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Whether speaking/reasoned Yes/No
Whether Reportable Yes/No

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