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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Decided on: 03.11.2020

1. CRM-M No. 18565 of 2020 (O&M)

Sajan		Petitioner
	Versus	
State of Punjab		Respondent

2. CRM-M No. 18752 of 2020 (O&M)

Jalwant Singh @ Jajj		Petitioner
	Versus	
State of Punjab		Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Varinder Basa, Advocate
for the petitioner (in CRM-M-18565-2020)

Mr. Navraj Singh, Advocate
for the petitioner (in CRM-M-18752-2020)

Mr. S.P.S. Tinna, Addl. A.G., Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in these petitions is for grant of regular bail to the petitioners in FIR No.03 dated 21.01.2020 registered under Sections 304 IPC and 37 and 29 of the NDPS Act at Police Station Verka, Amritsar, District Amritsar.

As per the allegations in the FIR, registered on the statement of Harpal Singh, that he along with his cousin deceased Varinder Singh @ Gullu, used to buy Heroin from the petitioner – Jalwant Singh and consume it by injecting the same. On 20.01.2020, they purchased the narcotics from the petitioner – Jalwant Singh for a sum of Rs.500/- and injected the same and became unconscious. On the next day, the complainant got conscious but found that his cousin i.e.

CASE HEARD THROUGH VIDEO CONFERENCING

Varinder Singh has died because of the overdose of the narcotics.

Counsel for the petitioner – Jalwant Singh submits that except the call details of the petitioner with the deceased and the complainant – Harpal Singh, there is no other evidence against him. Counsel for the petitioner – Sajan has submitted that the name of the petitioner surfaced in the FIR on the basis of the disclosure statement of the petitioner – Jalwant Singh that he has purchased the narcotics from him.

Reply by way of affidavit of the Investigating Officer/SHO, Police Station Verka, Amritsar City, filed in the Court is taken on record and as per the reply, during the investigation, the call details of the mobile numbers and tower location of both the petitioners with the complainant was seen and it was found that they were continuously in touch with each other and were having the same tower location.

Counsel for the State has argued that on account of providing narcotics, Varinder Singh lost his life. It is also submitted that the petitioner – Jalwant Singh is involved in some other cases under the Excise Act.

After hearing the counsel for the parties and considering the serious allegations against the petitioners, I find no ground to grant the concession of the bail to the petitioners.

Dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

03.11.2020

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Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No