

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-18934-2020

Date of Decision:24.07.2020

Paramjit Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

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

Mr. Randhir Singh Thind, D.A.G., Punjab.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in the present 2nd petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in FIR No.42 dated 19.03.2020 under Sections 21, 25 and 29 of the NDPS Act, 1985, registered at Police Station City Jagraon, District Ludhiana.

The earlier petition i.e. CRM-M-17173-2020 was dismissed as withdrawan vide order dated 03.07.2020 as there was some mistake in the petition.

Learned counsel for the petitioner submits that the petitioner was never arrested from the scene of occurrence and no recovery was effected from him. It is merely on the basis of statement of co-accused Lal Singh @ Gagan and Paramjit Singh @ Ajay from whom 2 kilograms of

Heroin, Rs.3,12,000/- and a motorcycle were recovered, petitioner has been

named as an accused in the present case. He states that the petitioner is a labourer. He is not involved in any other case and no call details have come forward to connect the petitioner in the case. He further submits that name of the petitioner has not been disclosed by accused Anthony.

Learned State Counsel, on instructions from ASI Janak Raj, submits that present is a chain of persons who are involved in the drug business. In fact, the petitioner has supplied the contraband to Paramjit Singh @ Ajay and co-accused Lal Singh @ Gagan. Moreover, other co-accused Anthony was arrested in the case on 20.03.2020 from whom 320 grams intoxicant powder was recovered, who has further disclosed the name of one Christian involved in the case.

Heard learned counsel for the parties.

A huge quantity has been recovered from the possession of Lal Singh @ Gagan and Paramjit Singh @ Ajay. The other co-accused Anthony was arrested on 20.03.2020 from whom 320 grams intoxicant powder was recovered. There is a chain of accused involved in the case, therefore, prayer for grant of anticipatory bail is hereby declined.

Accordingly, considering the allegations and recovery of contraband, no ground to grant anticipatory bail to the petitioner is made out.

Dismissed.

July 24, 2020
seema

(HARI PAL VERMA)
JUDGE

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