

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-28394 of 2019

DATE OF DECISION: JANUARY 28, 2020

CHAIN LAL

...PETITIONER

VERSUS

UNION OF INDIA & ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. RAMANDEEP SINGH, ADVOCATE
FOR THE PETITIONER.

MR. ASHISH BISHNOI, ADVOCATE
FOR THE RESPONDENTS.

MANOJ BAJAJ, J.(ORAL)

Petitioner Chain Lal has prayed for grant of regular bail under Section 439 Cr.P.C. in complaint NCB Crime No.20/2018 dated 30.4.2018 under Sections 8, 22 & 23 of NDPS Act, 1985, Police Station NCB, Chandigarh.

As per the case of the prosecution on 30.4.2018, a specific information was received by Rajan Kumar, Intelligence Officer that one person, namely, Chain Lal (petitioner) was involved in drug trafficking and upon conducting a raid at Shivpuri Chowk, Ludhiana, he could be apprehended alongwith the contraband. On 30.4.2018, while the NCB team was requesting persons from public to be a witness to the checking, at about 11.15 hours, a person was seen coming towards Shivpuri Chowk from Phagwara side. On suspicion, he was stopped and upon search, about 4 kgs of Charas was recovered from his possession.

Learned counsel for the petitioner contends that the petitioner was arrested on 30.4.2018 and since then he is behind the bars. He further submits that no other case is pending against the petitioner and, therefore, he may be extended the concession of regular bail.

On the other hand, learned counsel for the UOI assisted by ASI Jaswinder Pal opposed the aforesaid prayer. He submits that the quantity of contraband recovered is huge and out of 9 witnesses, 4 witnesses have been examined.

Considering the quantity and nature of contraband and the fact that 4 prosecution witnesses out of 9 witnesses, have been examined and the trial is likely to conclude in near future, therefore, no ground is made out the grant regular bail to the petitioner.

The petition is dismissed.

January 28, 2020
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No