

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

206

CRM-M-33758-2020 (O&M)
Date of Order:29.10.2020

DEEPAK @ DEEP CHAND

..Petitioner

Versus

STATE OF HARYANA

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Ivneet Singh Pabla, Advocate,
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana

ANIL KSHETARPAL, J(Oral)

On 21.10.2019, the following order was passed:-

“The petitioner prays for grant of pre-arrest bail in a criminal case arising from FIR No.0038 dated 31.01.2020 registered under Sections 21/29-61-85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter to be referred as “the 1985 Act”) at Police Station Ladwa, District Kurukshetra.

Balwinder Singh and Kishan Kumar were apprehended with 15 grams of smack (heroin). On their disclosure statement, the petitioner is sought to be indicted as an accused.

Mr. Vikrant Pamboo, DAG, Haryana has contended that the petitioner is a habitual offender as he is involved in FIR No.476 dated 02.11.2017 under Sections 21, 61, 85 of the 1985 Act. In that case, 20 grams smack (heroin) was recovered from the petitioner.

Notice of motion for 29.10.2020.”

Sh. Chetan Sharma, Assistant Advocate General, Haryana, has pointed out that apart from the present FIR, the petitioner is also an accuse in FIR No.122, dated 27.02.2019 and FIR No.416 of 2020.

Learned counsel for the petitioner contends that the petitioner is being falsely implicated and there is no admissible evidence against the petitioner.

This court has considered the submission, however, finds no substance therein.

At this stage, when the petitioner has not joined the investigation and the police is yet to complete the investigation, it would not be appropriate to appreciate the merits of the case.

Drug paddling is a heinous crime and custodial interrogation in such cases is necessary in order to break the chain of supply line.

Hence, no ground to grant the concession of bail to the petitioner is made out.

Dismissed.

October 29, 2020
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No