

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-33881-2020 (O&M)

Date of decision: 21.10.2020

Prem Das

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. B.S. Dhankar, Advocate for the petitioner.

Mr. Vikrant Pamboo, DAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for grant of pre-arrest bail in a criminal case arising from FIR No.289 dated 15.09.2020 registered under Sections 15/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station Ellenabad, District Sirsa.

As per the case of the prosecution, Bhajan Singh and Satpal were apprehended with 25 Kg poppy dodapost.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and he is sought to be indicted as an accused on the statement of co-accused which is not admissible in evidence.

Mr. Vikrant Pamboo, DAG, Haryana, has readover the statement of Satpal who has specifically stated that the aforesaid narcotics were purchased from Prem Das Swami, the petitioner.

This Court has carefully read the FIR. It is apparent that in the FIR itself, it is recited that Bhajan Singh and Satpal had disclosed that they have purchased the aforesaid narcotics from a person known as Swami Ji.

In the present case, it is necessary to unearth the racket of drug paddlers. When the co-accused were apprehended, they at that very time had disclosed that the aforesaid narcotics have been purchased from the petitioner. Hence, no ground to grant pre-arrest bail to the petitioner is made out.

Accordingly, the present petition is dismissed.

21.10.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No