

101.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-34800-2020

Date of decision: 30.10.2020.

PREM SINGH

... Petitioner

versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. K.D. Sachdeva, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

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

This is second petition filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case FIR No.158 dated 12.07.2020 under Sections 18 of NDPS Act registered at Sadar Narwana, District Jind.

The earlier petition i.e. CRM-M-25561-2020 was dismissed as withdrawn vide order dated 10.09.2020.

Counsel for the petitioner has argued that there is a change of circumstances in the case. Firstly, the co-accused Sanjay has been admitted on regular bail by the trial Court and secondly, Asha, who is also the co-accused has been granted anticipatory bail by this Court vide order dated 21.09.2020 passed in ***CRM-M-20983-2020*** titled as ***Asha Versus State of Haryana.***

I have heard learned counsel for the petitioner.

The argument of counsel for the petitioner that Sanjay, who is the co-accused, has been admitted on regular bail, cannot be accepted, more particularly when in the present petition, the petitioner has prayed for anticipatory bail. As regard Asha, the co-accused, this Court has dealt with the contention that there was no other case against her, whereas in the case in hand, the petitioner is involved in as many as 5 cases, though he has been acquitted in 2 cases.

Be that as it may, but considering the fact that the petitioner is involved in number of other cases under the NDPS Act, this Court does not find any merit in the present petition.

Accordingly, the present petition is dismissed with cost of Rs.10,000/- to be deposited with the High Court Bar Association in the Lawyers' Welfare Fund.

(HARI PAL VERMA)
JUDGE

30.10.2020
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No