

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

CRM-M-40759 of 2020.

Decided on:- December 07, 2020.

Balveer Singh @ Bittu.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

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

Present:- Mr. J.S. Thakur, 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.

The petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.128 dated 25.06.2020 under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, the NDPS Act) registered at Police Station Bilga, District Jalandhar Rural.

Learned counsel for the petitioner has argued that the petitioner has been named in the case merely on the basis of disclosure statement made by co-accused Jagjeet @ Major, who disclosed that he purchased the poppy husk from the petitioner.

At this stage, learned State counsel, on instructions from SI Som Nath, submits that the petitioner is a habitual offender and is found involved in 5 other cases of similar nature. He has produced the details of those cases, which is taken on record.

The details of cases registered against the petitioner under the NDPS Act are as under:

Sr.No.	Details of FIR	Status of case
1.	FIR No.62 dated 19.07.2009 U/S 15 of the NDPS Act, P.S. Bilga.	Acquitted on 25.11.2010.
2.	FIR No.161 dated 20.12.2014 U/S 15 of the NDPS Act, P.S. Bilga.	Convicted on 09.08.2016.
3.	FIR No.100 dated 07.08.2017 U/S 15 of the NDPS Act, P.S. Bilga.	Convicted on 10.04.2019.
4.	FIR No.117 dated 10.10.2018 U/S 22 of the NDPS Act, P.S. Bilga.	Pending trial.
5.	FIR No.68 dated 15.04.2020 U/S 15 of the NDPS Act, P.S. Bilga.	Under investigation.

Considering the track record of the petitioner that he has been convicted in 2 cases of NDPS Act, though other 2 cases are pending and in 1 case, he has been acquitted, this Court finds that no case is made out for grant of anticipatory bail to the petitioner.

The present petition is, accordingly, dismissed.

In case the information given by learned State counsel is found incorrect, the petitioner would be at liberty to seek revival of the present petition.

December 07, 2020
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No