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

CRM-M No.3660 of 2021 (O&M)

Date of decision: 05.03.2021

Shahrukh Khan

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Inderjeet Singh, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.290 dated 11.12.2020 registered under Section 22 of the NDPS Act at Police Station Bilaspur, District Yamuna Nagar.

Vide order dated 27.01.2021, the petitioner was granted the concession of interim anticipatory bail on the ground that he has been nominated in the case on the basis of the disclosure statement of the co-accused namely Amit @ Mitu, from whom 432 capsules of Tramadol were recovered.

Reply by way of affidavit of the Deputy Superintendent of Police, Bilaspur, Yamuna Nagar is on record and as per para 7 of the reply, during the period when the petitioner was on interim bail, granted in this case, he again repeated the same offence and FIR No.45 dated 20.02.2021 under Section 21 of the NDPS Act was registered at Police Station Pratap Nagar, District Yamuna Nagar and in the said case, the petitioner was found to be in possession of 1440 capsules of Prixyvon

Plus, 2500 tablets of Tramadol Hydrochloride, 900 tablets of Alprazolam and 6000 tablets of Diphexnoxybate Hydrochloride and as such, it is stated that the petitioner has again repeated the offence and, thus, has misused the concession of interim bail.

In view of the aforesaid fact, I find no ground to further continue the interim bail, granted to the petitioner vide order dated 27.01.2021 and accordingly, the petition is dismissed.

Since the petitioner already stands arrested in the aforesaid FIR No.45 dated 20.02.2021, he will be deemed to be in custody in the present FIR as well.

However, it will be open for the petitioner to apply for regular bail, in accordance with law.

(ARVIND SINGH SANGWAN)
JUDGE

05.03.2021
yakub

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