

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

CRM-M-3201-2021(O&M)

Date of decision:29.01.2021

Pratap Singh @ Partap Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. R.K.Gupta, Advocate for the petitioner

Ms. Samina Dhir, DAG, Punjab

ANIL KSHETARPAL, J.

This is third petition by the petitioner for grant of bail pending trial in a criminal case arising from FIR No.24 dated 02.03.2019 registered under Section 15 of the NDPS Act, 1985, at Police Station Maloud, District Khanna.

The first petition was dismissed on 27.11.2019 with the following order:-

“Prayer is for grant of regular bail in FIR
No. 24 dated 2.3.2019 registered under Section 15 of
the NDPS Act at Police Station Maloud, District
Khanna.

As per the case of the prosecution 75 kgs
poppy husk was recovered from the conscious
possession of the petitioner who is owner and driver
of the vehicle from which the recovery was made.

Learned counsel for the petitioner relies upon an order passed granting bail to co-accused namely Baljit Singh.

This Court has considered the submissions. Baljit Singh was neither owner nor driver of the vehicle. He had claimed that he was a mere passenger.

Keeping in view the aforesaid facts, petitioner cannot claim parity with co-accused Baljit Singh. Therefore, this Court is not inclined to grant regular bail to the petitioner. However, keeping in view the facts of the case, learned Special Court is requested to make sincere efforts to conclude the trial within 9 months.

Disposed of.”

It is not in dispute that the recovery from the petitioner falls in the category of commercial quantity.

Keeping in view the aforesaid facts, no fresh ground for grant of bail is made out. Hence, dismissed. However, learned trial court is requested to make sincere efforts for conclusion of the trial on an early date.

29.01.2021

rekha

Whether speaking/reasoned

Whether Reportable

Yes /No

Yes / No

(ANIL KSHETARPAL)
JUDGE