

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(203)

CRM-M-3305-2020

Date of decision: 07.09.2021

Harpal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Varinder Basa, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in case FIR No. 70 dated 10.08.2019 under Sections 21 and 29 (subsequently added) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short “the NDPS Act”), registered at Police Station Rangar Nangal, District Batala, Punjab.

FIR, Annexure P-1, has been registered against the petitioner on the basis of a confessional statement recorded by Rajbalwinder Singh @ Vipan, who was apprehended and recovery of 6 gms Heroine was effected from him.

Upon instructions from, ASI, Guriqbal Singh, State counsel submits that the petitioner is involved in two other cases registered against him under the NDPS Act and he stands convicted in both. The details thereof are as under:-

*“(i) FIR No.80 dated 26.08.2011 registered under Section 22 of the NDPS Act at Police Station Qadian, District Gurdaspur, in which the petitioner was convicted for the period of sentence already undergone by him and fine of Rs.800 was imposed.
(ii) FIR No.77 dated 19.11.2012 registered under Section 22 of the NDPS Act at Police Station Kanuwal, District Gurdaspur wherein the petitioner was convicted for a period of one year.”*

Heard.

The petitioner has not disclosed his antecedents in the present petition, rather in para No. 10 of the petition, a categorical assertion has been made that there is no other case against the petitioner under the NDPS Act or under any other statute.

Relief of anticipatory bail is not meant for a person, who conceals his antecedents and approaches this Court with tainted hands.

Petition is dismissed.

It is clarified that any observation made hereinabove shall not be construed to be a reflection of opinion on the merits of the case.

(SUVIR SEHGAL)
JUDGE

07.09.2021
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No