

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.6951 of 2021

Date of Decision: March 01, 2021

Jamila Begum

...Petitioner

Versus

The State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vidit Bansal, Advocate,
for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of interim regular bail for two months in case FIR No.276 dated 26.11.2018, under Section 21 N.D.P.S.Act, 1985, registered at Police Station, Moti Nagar, District Police Commissinerate, Ludhiana to enable her to attend and make arrangements of marriage of her son, namely, Irfan Ahmed, scheduled w.e.f. 20.03.2021 to 24.03.2021 at Jammu.

As per allegations, on 26.11.2018, when the police party was on patrol duty, a secret information was received regarding involvement of Mohammad Arabi son of Mohammad Latif and his wife Jamila Begum (petitioner), both residents of Jammu and Kashmir, in smuggling of heroin from Pakistan and as per information, they would be bringing heavy quantity of heroin in their car bearing No.JK02-BM-8335 for delivery at Ludhiana. Acting upon the said information, a check post was created and the vehicle was stopped and upon search, 10 kgs. 250 grams heroin was

recovered and the accused persons were arrested at the spot.

Notice of motion in this case was issued on 16.02.2021.

Learned State counsel has filed affidavit of Simranjit Singh, PPS, Assistant Commissioner of Police, Industrial Area-A, Ludhiana to contend that indeed the marriage of the son of the petitioner is fixed as pleaded in the petition, but has opposed the prayer on the ground of seriousness of the offence.

After hearing the learned counsel for the parties and considering the serious nature of the offence, this Court does not find it to be a fit case for releasing the petitioner on interim regular bail. However, it is ordered that the petitioner be allowed to attend and perform the rituals in respect of the marriage of her son, in custody, which is scheduled for 24.03.2021 and the expenses for travel etc. shall be borne by the petitioner. The Superintendent of Central Jail, Kapurthala is directed to ensure compliance of this order.

The petition is disposed off.

March 01, 2021
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No