

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

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**CRM-M-13543-2021(O&M)
Decided on : 24.03.2021**

BUTA SINGH

. . . Petitioner

Versus

STATE OF PUNJAB

. . . Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Ranjodh Singh Sidhu, Advocate
for the petitioner.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 438 Cr.P.C, in case FIR No.28 dated 26.02.2021 under Sections 15, 18, 21 and 22 of the NDPS Act; Sections 411 and 414 of the Indian Penal Code and Section 25 of the Arms Act registered at Police Station City Patti, District Tarn Taran.

Learned counsel submits that a false case has been foisted upon the petitioner and the FIR in question has been registered only on the basis of misguided suspicion. He further submits that the recovery (200 grams of heroin) alleged to have been effected does not fall within commercial quantity and in fact is a non-commercial quantity.

Heard.

Perusal of the FIR in question reveals that the petitioner was specifically named in the secret information received by the investigating agency. It is also not disputed rather it is a matter of record that the petitioner is a habitual offender inasmuch as there are 05 other cases registered against the petitioner including 04 under the NDPS Act.

Keeping in view the criminal antecedents of the petitioner, this

Court is not inclined to extend the concession of anticipatory bail to the petitioner.

Accordingly, the petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

March 24, 2021

S.Sharma(syr)

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*