

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

**CRM-M-22081-2021
Date of decision: 05.07.2021**

Gurcharan Singh @ Channa and another **...Petitioners**

Versus

State of Punjab **...Respondent**

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. G. S. Sandhu, Advocate
for the petitioners.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This is the second petition that has been filed for grant of anticipatory bail to petitioners in FIR No. 001 dated 04.01.2021, registered under Sections 21/23/30 of the NDPS Act, 1985 at Police Station SSOC, Fazilka, District Fazilka.

The first petition, filed by the petitioners, bearing CRM-M-4873-2021, was disposed of by this Court on 25.02.2021 by passing the following order:

“After arguing for some time, learned counsel for the petitioners, finding that the Court is not convinced, limits his prayer and submits that petitioners may be permitted to surrender before the trial Court within a period of seven days from today and the trial Court may be directed that in case the petitioners move any regular bail application before it, the same be decided expeditiously.

In view of the limited prayer of the petitioners, the present petition is disposed of with liberty to petitioners

to surrender before the trial Court within a period of seven days from today and in case they move any regular bail application before the trial Court, the same shall be decided expeditiously, preferably within a period of three days thereafter.”

Thereafter, petitioner No. 2 approached Hon'ble Supreme Court, wherein the following order was passed:

“The Court is convened through video conferencing.

Heard learned counsel for the petitioner and carefully perused the material placed on record.

Taking into consideration the order passed by the High Court, we are not inclined to entertain this petition under Article 136 of the Constituion.

The special leave petition is, accordingly, dismissed.

As a sequel to the above, pending interlocutory applications also stand disposed of.”

By way of filing the present petition, learned counsel for the petitioners seeks to reargue the entire case on the points, which were available to him when the first bail application was disposed of.

Learned counsel submits that as per allegations in the FIR, co-accused Sandeep Singh @ Sippy was arrested and Heroin along with Rs. 2 Lakh of drug money was recovered and similarly, drug money of Rs. 2 Lakh was also recovered from another co-accused Kirpal Singh.

Learned counsel further submits that petitioners are nominated on the disclosure of aforesaid two co-accused, however, learned State counsel submits that even in the present case, the petitioners were nominated in the secret information and thereafter, the disclosure statement

of aforesaid two co-accused, naming the petitioners as accused, was recorded.

Learned State counsel further submits that petitioners are involved in two more cases under the NDPS Act.

After hearing learned counsel for the parties and considering the fact that petitioners were named in the secret information and they are involved in two more FIRs/cases under the NDPS Act, I find no ground to grant them concession of anticipatory bail.

Accordingly, the present petition is dismissed.

05.07.2021
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>