

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-26425-2021
Decided on : 20.09.2021

Amarjit Singh @ Abbu

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. K.S.Sidhu, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Manjari Nehru Kaul, J.

This is the third petition filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.267 dated 27.11.2019 registered under Section 21 of NDPS Act (Section 25/54/59 of Arms Act later on) Section 29 under NDPS Act was added vide Rapat No.9 dated 30.11.2019 at Police Station City Moga District Moga.

On a query put to learned counsel for the petitioner as to what was the substantial change of circumstances subsequent to the dismissal of the previous petition only as recently as on 25.03.2021, this Court has been apprised that two more prosecution witnesses have been examined. Learned counsel has vehemently argued that it is a case of false implication inasmuch as the petitioner was nominated as an accused on the basis of a disclosure statement made by the co-accused from whom the alleged recovery of contraband i.e. 4.10 kgs of heroin was effected. He further submits that the disclosure statement on the basis of which he was nominated as an accused does not have much evidentiary value, hence he be

extended the concession of bail.

Learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner has urged that not only was the recovered contraband huge and fell under the commercial quantity but the said recovery was effected close to the Indo-Pak Border alongwith a huge cache of arms and ammunition. He has also apprised the Court that the petitioner is a man of criminal antecedents as he is facing trial in another case under the NDPS Act.

Heard.

Prima facie there are serious allegations against the petitioner of being the master mind in addition to his antecedents for which he does not deserve the concession of bail. Accordingly, the present petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

20.09.2021

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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No