

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

CRM-M-30566-2021 (O&M)

Date of decision: 22.11.2021

Jagtar Singh @ Tari

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. P.S. Sekhon, Advocate for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

H.S. MADAAN, J.

This second petition for regular bail has been filed by petitioner Jagtar Singh @ Tari, an accused in FIR No.203 dated 01.12.2020, for offences under Sections 21, 22 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short 'the Act'), registered with Police Station Sadar Ahmedgarh, District Sangrur.

Briefly stated facts of the case as per prosecution story are that on 01.12.2020, when petitioner Jagtar Singh @ Tari while driving motorcycle No.PB-32-W-0372 make Platina with Budh Singh as pillion rider was intercepted by the police of Police Station Sadar, Ahmedgarh in the area of Village Jitwal in pursuance of secret information, they had thrown one polythene bag on the ground, intoxicant tablets and pouch containing white colour powder were visible; on being searched, the polythene was found to contain 120 tablets of Alprasaft-0.5 and 21 gms

of heroin; the accused were arrested in this case; the recovered contraband was seized; after registration of the FIR, the matter was investigated; on completion of investigation, the challan has been filed against the accused and they are facing trial.

The accused had approached Judge, Special Court, Sangrur several times to get bail but was unsuccessful. He had come to this Court on an earlier occasion seeking regular bail but had then withdrawn the same. This is the second petition for regular bail filed on his behalf, which is being opposed by the State counsel.

I have heard learned counsel for the parties besides going through the record.

The accused is specifically named in the FIR. He along with his co-accused Budh Singh were apprehended at the spot and contraband of substantial quantity was recovered from their possession. As per custody certificate filed on behalf of the State, the accused is involved in 04 more criminal cases, 03 of them being under the Punjab Excise Act and one more case under NDPS Act, that goes to show that accused is a habitual criminal, indulging in illegal activities and if released on bail, there is reasonable apprehension of his indulging in drug trafficking again, endangering the lives of several innocent persons in the process. The apprehension expressed by the State counsel that there is likelihood of the petitioner-accused absconding and tampering with the prosecution evidence if granted the concession of bail can also be not brushed aside lightly. The trial against the petitioner is going on. On conclusion thereof,

his guilt would be established. There is no merit in the petition. The same stands dismissed accordingly.

However, the trial Court is directed to make earnest efforts for conclusion of the trial expeditiously.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

22.11.2021
sumit.k

(H.S. MADAAN)
JUDGE

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