

CRM-M-35598 of 2021
Date of Decision: 31.08.2021

Rajnish Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURIPresent: Mr. S.P. Soi, Advocate
for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

Through Video Conferencing**JASGURPREET SINGH PURI, J.(ORAL)**

The present application has been filed under Section 439 of the Code of Criminal Procedure for grant of interim bail to the petitioner in FIR No.490, dated 28.12.2020 under Sections 21 and 61 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Zirakpur, District SAS Nagar on the ground that sister of the petitioner is going to be married tomorrow i.e. on 01.09.2021.

Learned State counsel has submitted that earlier the petitioner had filed a regular bail application before this Court vide CRM-M-18756-2021, which was withdrawn by the petitioner only three weeks ago i.e. on 04.08.2021 and now he has filed an application although on 26.08.2021 but the same is listed for today for interim bail on the ground that marriage of his sister is going to be solemnized on 01.09.2021 and there is no time left for even ascertaining as to whether the sister of the petitioner

is going to be married or not. He has further submitted that the petitioner is involved in four other cases under Section 379 IPC and he is a habitual offender and in the present case 260 grams of intoxicating powder containing Tramadol Hydrochloride was recovered from him which is of a commercial quantity under the NDPS Act and therefore, the petitioner does not deserve the concession of interim bail.

I have heard the learned counsel for the parties.

The petitioner had earlier filed a regular bail application which he withdrew only three weeks ago i.e. on 04.08.2021 and now he has filed an application for interim bail on the ground of marriage of his sister which according to learned counsel for the petitioner is scheduled for being solemnized tomorrow morning i.e. on 01.09.2021. The present petition is being filed at the eleventh hour when there is no time left for ascertaining as to whether actually the sister of the petitioner is getting married or not and secondly the petitioner is stated to be a habitual offender and is stated to be involved in four other cases under Section 379 IPC and the petitioner is also involved in the present case under the NDPS Act wherein there was a recovery of intoxicating powder of commercial quantity and therefore, this Court is of the opinion that there is no ground available to the petitioner for seeking an interim bail.

Consequently, the present petition is dismissed.

(JASGURPREET SINGH PURI)
JUDGE

August 31, 2021
Manpreet

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