

217-2

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.37653 of 2021 (O&M)

Date of decision: 22.09.2021

Pavitar Singh @ Makhan

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. J.S. Sandhu, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner in FIR No.130 dated 11.12.2020 registered under Sections 22, 25, 29 of the Narcotic Drugs and Psychotropic Substances Act (in short 'the NDPS Act') at Police Station Badhaur Barnala, District Barnala.

Counsel for the petitioner has argued that as per the allegations in the FIR, the complainant ASI Amrit Singh received a secret information that Rachhpal Singh and Gurmail Singh are bringing intoxicant tablets from outside for selling the same in the local area and are roaming on a scooter, which is not having any registration number. On receiving the said information, a ruqa was sent to the Police Station and thereafter, a message was sent to the Police Control Room for conducting further investigation and recovery by a competent Investigating Officer. It is further submitted that later on, the aforesaid two persons were apprehended and in the presence of the Deputy Superintendent of Police, 500 loose tablets were recovered from Rachhpal Singh and 1000 tablets were recovered from the dicky of the scooter and from the co-accused Gurmail Singh, 600 loose tablets were recovered from his left pocket and 400 tablets were recovered from a polythene carried by him. During the investigation, both of them

CASE HEARD THROUGH VIDEO CONFERENCING

disclosed the name of the co-accused Pavitar Singh @ Makhan, who is the person, from whom they used to purchased the intoxicant tablets.

Counsel for the petitioner has also submitted that since the name of the petitioner surfaced in the disclosure statement, he is entitled for bail.

Counsel for the State, however, stated that during the investigation, he has made a disclosure statement that he used to purchase the tablets from Hisar and sell it to Rachhpal Singh and Gurmail Singh.

Counsel for the State has also submitted that the petitioner is involved in 02 more FIRs, registered under the NDPS Act i.e. FIR No.484 of 2020 registered at Police Station City Barnala and FIR No.59 of 2017 registered at Police Station Barnala.

As per the Custody Certificate, the petitioner is in custody for the last about 07 months.

Counsel for the State, lastly, argued that charges were framed against the petitioner on 27.07.2021 and now, the trial will proceed further.

Counsel for the petitioner, at this stage, seeks permission to withdraw this petition.

Dismissed as withdrawn, at this stage.

(ARVIND SINGH SANGWAN)
JUDGE

22.09.2021
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No