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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.41476 of 2021 (O&M)

Date of decision: 04.10.2021

Taranjeet Singh @ Shapi

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. H.K. Brinda, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.0075 dated 12.05.2021 registered under Section 21 of the NDPS Act at Police Station City Morinda, District Rupnagar.

Counsel for the petitioner has argued that as per the allegations in the FIR, the police party headed by ASI Shasvir Kumar, a secret information was received in which 05 persons were named including the petitioner. Thereafter, a ruqa was sent to the Police Station in compliance of Section 42 of the NDPS Act. It is also submitted that later on when the police arrested 03 of the co-accused namely Loveroop, Arshpreet and Ashish Khora, at the spot whereas the petitioner and the co-accused namely Pardeep ran away from the spot. It is further argued that from all the 03 co-accused, arrested at the spot, 10 gms of Heroin each were recovered and they disclosed the name of the petitioner as one of the person, who was accompanying them along with Pardeep. It is also submitted that after the arrest of the co-accused

Pardeep, again in his disclosure statement, the name of the petitioner surfaced. Counsel for the petitioner has, thus, submitted that since the petitioner was named in the disclosure statement of the co-accused, he may be granted the concession of anticipatory bail.

Counsel for the State has, however, opposed the prayer for bail on the ground that it is not a case where only on the basis of the disclosure statement of the co-accused, the name of the petitioner surfaced rather the secret information, which was followed by sending a ruqa to the Police Station, the arrest of the 03 co-accused, from whom the Heroin was recovered and there are 04 disclosure statements and 03 of the co-accused of the petitioner, who were arrested at the spot and the other co-accused namely Pardeep, who ran away from the spot, it has come that the petitioner was also accompanying them.

Counsel for the State has also submitted that the FIR No.99 of 2019, under the NDPS Act, is also pending against the petitioner.

In view of the above, no ground for grant of anticipatory bail to the petitioner, is made out.

Dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

04.10.2021
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No