

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M-38405-2021
Date of decision: 24.11.2021**

Jasvir Singh @ Nikka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. D. N. Ganeriwala, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This is the second petition that has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 143 dated 03.10.2020, registered under Sections 15(c), 22(c) and 29 of the NDPS Act, 1985 at Police Station Khuian Sarwar, District Fazilka.

The first petition, bearing CRM-M-1159-2021, was dismissed as withdrawn on 15.07.2021.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of ASI Pargat Singh, it is stated that on the basis of a secret information, a truck bearing registration number PB-05-Q-8703 was intercepted and stopped. On inquiry, the driver of the truck disclosed his name as Karamjit Sigh @ Kamma and 06 quintals of poppy husk and 6500 intoxicant tablets were recovered from the said

truck. The said accused, in his disclosure, disclosed that the said contraband was to be delivered to the present petitioner. Thereafter, the petitioner was nominated as an accused.

Learned counsel for the petitioner submits that the petitioner is in judicial custody for the last more than one year and conclusion of trial is likely to take some time.

Learned State counsel has filed the custody certificate. A perusal of the custody certificate shows that petitioner stands convicted in another FIR under the NDPS Act for one year at Muktsar. Further, the petitioner stands convicted in one more FIR under the NDPS Act for ten years at Sirsa and in another FIR under the NDPS Act for four years at Muktsar. He is also facing trial in three more FIRs and in one FIR at Rajasthan.

After hearing learned counsel for the parties and considering the fact that petitioner is involved in multiple FIRs under the NDPS Act and also stands convicted in some FIRs under the NDPS Act, this Court finds no ground to grant him the concession of regular bail.

Dismissed.

24.11.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No