

209 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-37518-2020
Decided on : 25.03.2021

Rattan Lal

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. S.K.Tada, Advocate
 for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.479 dated 10.08.2020 registered under Section 21 of NDPS Act, 1985 at Police Station City Sirsa District Sirsa.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case in hand and recovery of 17 grams of heroine planted upon him. He further submits that the trial is unlikely to conclude in the near future, hence he be extended the concession of regular bail as the petitioner is in custody since 10.08.2020 and only charges have been framed till date.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner on instructions from ASI Rakesh Kumar has submitted that one more case bearing FIR No.101 dated 15.04.2019 under Section 21-B of the NDPS Act stood registered against the petitioner and the offence in question was committed by the petitioner while he was

on bail in the said case.

Heard.

Prima facie, keeping in view the criminal antecedents of the petitioner this Court is not inclined to invoke the inherent jurisdiction under Section 439 Cr.PC. Accordingly, the present petition stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

25.02.2021

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No