

209 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.42738 of 2020
Date of Decision: 07.10.2021

Jaswinder Singh @ Sucha

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Ramandeep Sandhu, Sr.DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. read with Section 482 Cr.P.C. for grant of interim regular bail, pending trial in case FIR No.94 dated 28.02.2018, under Section 22 NDPS Act 1985, registered at Police Station, Salem Tabri, District Ludhiana. The petitioner is in custody since his arrest on 28.02.2018.

As per the FIR on 28.02.2018 police party headed by SI Jaspal Singh Special Task Force Ludhiana Unit apprehended the accused and on his search 500 grams heroin was recovered from his conscious possession.

Learned State counsel has pointed out that the petitioner is involved another case of similar nature and in this regard he has invited the attention of the Court to the custody certificate by way of affidavit of Kanwar Surteg Singh, PPS, Deputy Superintendent, Central Jail, Ludhiana.

He states that the recovered contraband (500 gram heroin) found in possession of the petitioner, falls in commercial quantity. According to him out of thirteen prosecution witnesses, five witnesses have been examined and the case is coming up on 12.10.2021 for recording prosecution examination.

Admittedly, the father of the petitioner expired on 15.09.2020 and the present petition has been filed in December, 2020 without any particulars regarding ritual or last rites.

Upon considering the above background, as well as the nature and quantity of the contraband, this court does not find it to be a fit case for grant of interim regular bail to the petitioner.

Dismissed.

07.10.2021
vipin kumar

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No