

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

(Sr. No. 241)

CRM-M No.3087 of 2022

Date of decision : 27.01.2022

Hira Lal

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. A. S. Shera, Advocate for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

Copy of the affidavit filed on behalf of the State is ordered to
be taken on record.

The petitioner, who is an accused in FIR No.513 dated
29.11.2021 registered under Sections 20, 29, 61, 85, of the Narcotic Drugs
and Psychotropic Substances Act, 1985 (for short - the NDPS Act) at Police
Station Dabua, district Faridabad, seeks interim bail to attend his nephew's
(sister's son) marriage.

Learned counsel for the petitioner submits that the
investigation in the case is complete and that the petitioner being the only
brother of his three sisters is required to perform the necessary ceremonies
in the marriage of his nephew.

On the other hand learned State counsel contends that the

petitioner is a habitual offender as he stands convicted in a case of theft with two other criminal cases pending against him, one of which is under the NDPS Act and the other under the Air (Prevention and Control of Pollution) Act, 1981.

In the present case the petitioner was recently arrested on 11.12.2021 and in addition to the present case, the petitioner stands convicted for a case of theft and is facing trial in two other cases which include another case under the NDPS Act.

Thus, the petitioner is a habitual offender; he has recently been arrested; in the present case investigations have revealed that he supplied over 24 Kgs. of *ganja patti* to his co-accused and the petitioner's trial is yet to start.

In view of the above no case is made out to grant interim bail to the petitioner to attend his nephew's wedding.

Dismissed.

27.01.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No