

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

**CRM-M-12713-2022
Date of decision: 28.03.2022**

Chamkaur Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Ashish Aggarwal, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 208 dated 17.12.2020, registered under Section 21 of the NDPS Act, 1985 (Sections 23, 29 of the NDSP Act and Section 473 IPC added later on) at Police Station Gharinda, District Amritsar-Rural.

Learned counsel for the petitioner submits that the FIR was registered on a complaint given by the BSF that some movements of the smuggling activities have been noticed. After registration of the FIR, one Jobanjit Singh was arrested, who made disclosure that he had gone to Bharain in 2017, where he met with some Pakistani boys. They arranged a talk with two other persons, who made assurance that as and when Jobanjit Singh will return to Punjab, he will help them in doing the smuggling from Pakistan. It is further stated in the disclosure that in 2019, when he came back to India, he came in contact with Sukhbir Singh @ Sukha @ Jagroop, who was confined in Bathinda Jail and he gave a mobile number of Jaskaran Singh Billa and later on, he also nominated petitioner Chamkaur Singh. It is

further stated that on 16.12.2020, he was called at the bus stand, from where he, Jaskaran Singh and Gopi went towards the fence but after some time, hearing the noise of firing, they returned back. It is further stated that Sukhbir Singh @ Sukha @ Jagroop and petitioner Chamkaur Singh had demanded heroin from Pakistan, which was supposed to be thrown towards India above the fencing by Pakistanin smugglers, however, the heroin was seized and he could not pick up. It is further stated that all the smuggling material belongs to Sukhbir Singh @ Sukha @ Jagroop as well as petitioner Chamkaur Singh.

Learned State counsel submits that the recovery effected from the petitioner is of 03 kgs and 100 grams of heroin.

After hearing learned counsel for the parties and considering the serious allegations against the petitioner, I find no ground to grant him the concession of anticipatory bail.

Accordingly, the present petition is dismissed.

28.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No