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

**CRM-M-15961-2022
Date of Decision: 13.07.2022**

Harpreet Singh @ Dann

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Ravi Dangi, Advocate for
Mr. Subhash Kumar, Advocate,
for the petitioner.

Mr. R.S. Thind, DAG, Punjab.

JASGURPREET SINGH PURI, J. (ORAL)

This is the second petition filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in FIR No.167, dated 23.08.2017 under Section 22 of the N.D.P.S. Act, registered at Police Station Rama Mandi, District Jalandhar.

It has been submitted by learned proxy counsel appearing on behalf of the petitioner that the petitioner has faced incarceration for a period of 6 months and 16 days and the alleged recovery in the present case was of non-commercial quantity, therefore, he may be considered for the grant of regular bail.

On the other hand, Mr. R.S. Thind, learned Deputy Advocate General, Punjab has submitted that it is a case where the petitioner had earlier filed a bail petition before this Court vide CRM-M-5508-2022 which was dismissed on merits on 25.02.2022 (Annexure P-3). He further

submitted that the petitioner absented himself from the Court and he was declared as proclaimed offender and he remained absent for about 2 years and therefore, his earlier bail petition was dismissed. He also submitted that even otherwise also the prosecution evidence has been completed and the matter is now fixed for recording of statements under Section 313 of the Cr.P.C. before the learned trial Court.

I have heard the learned counsel for the parties.

The petitioner had earlier also filed a petition before this Court which was dismissed on merits only four months ago. The matter is now fixed before the trial Court for recording of statements under Section 313 of the Cr.P.C.

In view of the aforesaid position, no ground is made out to grant regular bail to the petitioner. Consequently, the present petition is hereby dismissed.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

13.07.2022*Bhumika***(JASGURPREET SINGH PURI)
JUDGE**

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| 1. Whether speaking/reasoned: | Yes |
| 2. Whether reportable: | Yes/No |