

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

CRM-M-38737-2020 (O&M)

Date of decision : 14.01.2022

Gurmeet Singh @ Meeta

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Manu Loona, Advocate for the petitioner.

Ms. Anju Arora, Addl.A.G., Punjab.

MAHABIR SINGH SINDHU, J.

Third petition has been filed under Section 439 Cr.P.C. for grant of bail pending trial in FIR No.230 dated 02.11.2019, registered under Section 15 of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station City 1, Abohar, District Fazilka.

Brief facts of the case are that on 02.11.2019, complainant-ASI Som Parkash along with police officials was on patrolling. When they reached about 1 kilometer away from Kiliyan Wali Chowk Bypass, they saw one car bearing registration No.DL-9CQS-5829 (grey colour) coming in a suspicious condition; accordingly, gave signal to stop it. Driver of the car became perplexed and he along with one person sitting beside him tried to flee away by opening the doors of the car. Complainant and other police officials somehow managed to catch them and asked their whereabouts, upon which driver disclosed his named as Gurmeet Singh @ Meeta (present petitioner) and the other one named himself as Jaswinder Singh @ Jassa. Car was searched and poppy husk in plastic bags was found lying on the rear seat of the car.

Contends that the petitioner is in custody since 02.11.2019 and charges in this case have already been framed. Also contends that recovery of alleged contraband was effected from two persons and as such, the petitioner cannot be held solely responsible. Further contended that trial is likely to take considerably long time due to pandemic Covid-19; thus, prayed for bail pending trial.

On the other hand, learned State counsel submitted that in the present case, alleged recovery of 80 kg. Poppy husk was effected from the car which was being driven by the petitioner and moreover, he is a previous convict under the NDPS Act; thus, prayed for dismissal of the petition.

Heard both sides and perused the paper-book.

It transpires that earlier petition for grant of bail pending trial of the petitioner was rejected by this Court on merits vide order dated 15.09.2020. As acknowledged by both sides, the proceedings before learned trial Court are going on smoothly and out of total nine prosecution witnesses, four have already been examined.

In view of the above, no ground for grant of bail pending trial is made out.

Dismissed.

The above observations may not be construed as an expression of opinion on the merits of the case.

14.01.2022
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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No