

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51595-2022
DECIDED ON: 09.12.2022

RAJESH KUMAR ALIAS RAJU

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Hitesh Chopra, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition seeking interim-regular bail in FIR No.0195, dated 22.09.2021 (Annexure P-1), under Sections 22/61/85 of the NDPS Act, 1985, registered at Police Station Civil Lines Batala, District Gurdaspur.

In pursuance to the last order dated 21.11.2022, passed by this Court, vide which the learned State counsel was asked to file a status report, after confirming the fact that the wife of the petitioner is expecting or may deliver a child at any moment.

Status report by way of an affidavit of Lalit Kumar, PPS, Deputy Superintendent of Police, Sub Division City Batala, Police District Batala has been filed on behalf of the respondent-State, which is taken on record.

Learned State counsel submits that the wife of the petitioner has

already delivered a child yesterday i.e., 08.12.2022. However, learned counsel for the petitioner started his submissions before this Court, in order to mislead and get the undue benefit of bail, by submitting that the wife of the petitioner is expected to deliver a child today or tomorrow, which clearly reflects that the petitioner has not approached this Court with clean hands and this also tantamounts to an abuse of process of law.

Be that as it may, the present petition has been rendered infructuous as the wife of the petitioner has already delivered a child and in the light of mis-statement and an attempt to mislead the Court, the petitioner does not deserve the concession of interim/regular bail.

Dismissed.

(SANDEEP MOUDGIL)
JUDGE

09.12.2022

Poonam Negi

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>