

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(205)

CRM-M-7003-2022
Date of decision:- 06.02.2023

Jagir Singh @ Baghi ...Petitioner
Versus
State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Ruhani Chadha, Advocate for the petitioner.

Ms. Anju Sharma Kaushik, DAG, Punjab.

SUVIR SEHGAL, J. (Oral)

This is the third petition filed under Section 439 of the Code of Criminal Procedure, 1973 seeking grant of regular bail in FIR No.239 dated 24.08.2017, registered for offence under Section 22 of the of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short “the NDPS Act”), at Police Station Kotwali Kapurthala, District Kapurthala, Annexure P-1.

Heard.

Custody Certificate dated 04.02.2023 has been filed by the State, which is taken on record. A perusal of the Custody Certificate shows that the petitioner is involved in two other criminal cases. Both the criminal cases were registered against the petitioner while probably he was on interim bail in the present matter. Moreover, commercial quantity of contraband has been recovered from the petitioner and Section 37, NDPS Act is attracted.

Upon instructions received from ASI, Rakesh Kumar, State counsel has apprised the Court that the petitioner was declared as a proclaimed offender vide order dated 16.03.2020 and was later arrested in July, 2020.

Given the above circumstances, this Court is not inclined to exercise the discretionary power to grant bail to the petitioner.

Petition is dismissed.

06.02.2023
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No