

(214) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6863-2023 (O&M)

Date of Decision:22.03.2023

Manpreet Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Narinder Singh, Advocate for the petitioner.

Mr. Mohit Chaudhary, A.A.G. Punjab.

SANDEEP MOUDGIL, J. (Oral)**CRM-13146-2023**

The application is allowed as prayed for. Copy of challan i.e. Annexure P-4 is taken on record subject to all just exceptions.

Main case

This petition under Section 439 Cr.P.C has been filed for grant of regular bail to the petitioner in FIR No.177 dated 18.09.2022 registered under Sections 15-61-85 of Narcotics Drugs and Psychotropic Substances Act, 1985 at Police Station City Rupnagar.

Learned counsel for the petitioner states that the whole case is based upon secret information and the petitioner was not named in the disclosure statement as has been produced by the State as has been referred in the FIR.

Learned State counsel has produced the original copy of challan as well as has referred to the recording of secret information wherein the petitioner has been specifically named alongwith two accused.

This Court has perused the copy of FIR as well the challan produced

filed by the petitioner today in Court. A perusal of the challan clearly reflected that the petitioner has been specifically named alongwith two accused in the secret information and on the basis of that raiding party firstly apprehended Gurmeet Singh and Gurdeep Singh alongwith the contraband i.e. 200 kg of poppy husk.

During the course of investigation, the policy party reached Gilloco Valley, Rupnagar, for investigation where the petitioner was arrested from whom a mobile phone and some currency notes were recovered from his possession. It is the case of the prosecution that the petitioner is also alongwith other accused are habitual offender as an another FIR of identical nature i.e. FIR No.142 dated 23.08.2022 under Section 15, 29 of NDPS Act was registered wherein the petitioner is not on bail.

Assertion as raised by the learned counsel for the petitioner that the petitioner is not named by any of the accused is of no help to him in the light of the fact that the petitioner name has been categorically mentioned in the secret information. During the course of investigation, he was arrested and it has been found that he is a habitual offender. Therefore, the petitioner does not deserve any concession of regular bail and this petition is dismissed.

(SANDEEP MOUDGIL)
JUDGE

22.03.2023
rajeev

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No