

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-21963-2022

Date of decision: 24.03.2023

Karanjeet Singh alias Sushi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Satbir Singh Gill, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.273 dated 09.03.2022 under Sections 21-B/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the NDPS Act') registered at Police Station Hisar Sadar, District Hisar.

Vide order dated 31.05.2022, the petitioner had been directed to join investigation by a Coordinate Bench of this Court.

Learned counsel appearing for the petitioner submits that in compliance of the said order, the petitioner has joined investigation and thus the order dated 31.05.2022 be made absolute.

Learned State counsel on instructions from PSI Dinesh Kumar though has not controverted the factum of the petitioner having joined investigation, however, he has opposed the grant of anticipatory bail to the petitioner on the ground that the petitioner is a man of

criminal antecedents and is involved in two other cases under the NDPS Act. It has been further submitted that the alleged recovery in the case in hand though falls under the non-commercial quantity being 235 grams of heroin, however, it is just marginally less than the minimum prescribed under the commercial quantity. In the wake of his criminal antecedents, the petitioner is not entitled to the concession of anticipatory bail. In support, learned State counsel has placed reliance upon *The State of Haryana Vs. Samarth Kumar : 2022 LiveLaw (SC) 622*.

Learned counsel appearing for the petitioner has, however, submitted that the factum of the petitioner being involved in two other cases under the NDPS Act had not been concealed and rather brought to the notice of Coordinate Bench of this Court when the order dated 31.05.2022 directing him to join investigation was passed.

I have heard learned counsel and perused the relevant material on record.

In view of the criminal antecedents of the petitioner, this Court would not be inclined to extend the extraordinary concession of anticipatory bail to the petitioner.

Dismissed.

24.03.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No