

103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22536-2023
Date of decision: 05.05.2023

MANPREET SINGH @ LADDI

...Petitioner

V/s

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sohrab Dhanda, Advocate for
Mr. Amandeep Singh Manaise, Advocate
for the petitioner.

MANJARI NEHRU KAUL J. (ORAL)

The petitioner is seeking the concession of anticipatory bail in
FIR No.172 dated 31.08.2022 registered under Sections 21 and 29 of NDPS
Act at Police Station Beas, District Amritsar.

Learned counsel for the petitioner *inter alia* contends that it is a
case of chance recovery wherein 80 grams of heroin was recovered from the
conscious possession of co-accused Gurchetan Singh @ Gora and it was
thereafter disclosure statement was allegedly suffered by the co-accused
wherein, the petitioner came to be nominated as an accused in the case in
hand. Learned counsel further submits that co-accused Gurchetan Singh has
since been extended the concession of regular bail by the trial Court. He
submits that his case is on a better footing than that of the co-accused from
whom the alleged recovery was effected as the disclosure statement on the
basis of which the petitioner came to be nominated as an accused, does not
have much evidentiary value.

Heard the learned counsel for the petitioner and perused the relevant material available on record.

No doubt, the co-accused Gurchetan Singh @ Gora, from whom the alleged recovery of 80 grams of heroin (non-commercial quantity) was effected, has been granted the concession of bail, however, the petitioner cannot claim parity with him, as it is a matter of record that the petitioner is involved in the following 09 other cases :-

1. FIR No.7 dated 08.01.2020, under Section 21 of NDPS Act, PS Rama Mandi, District Jalandhar.
2. FIR No.75 dated 08.10.2016 under Section 22 of NDPS Act, PS Ghuman, District Gurdaspur.
3. FIR No.87 dated 22.05.2020 under Sections 353, 186, 323, 324, 189, 506 and 332 IPC PS Ghuman, District Gurdaspur.
4. FIR No.82 dated 22.07.2021 under Sections 379-B, 323, 324 and 341 IPC, PS Ghuman, District Gurdaspur.
5. FIR No.96 dated 14.08.2021 under Section 25 of Arms Act, PS Ghuman, District Gurdaspur.
6. FIR No.264 dated 24.12.2020 under Sections 21 and 29 of NDPS Act, PS Sri Hargobindpur, District Gurdaspur.
7. FIR No.15 dated 29.02.2020 under Section 22 of NDPS Act, PS Ghuman, District Gurdaspur.
8. FIR No.42 dated 08.04.2023 under Sections 21 and 29 of NDPS Act, PS Ghuman, District Gurdaspur.
9. FIR No.39 dated 26.03.2023 under Sections 21 and 29 of NDPS Act, PS Ghuman, District Gurdaspur.

It is thus, evident that the petitioner is not only a habitual offender but has committed the crime in question while he was on bail in the other cases which already stood registered against him.

In the wake of the allegations levelled and the criminal

antecedents, the petitioner does not deserve the extraordinary concession of anticipatory bail.

Dismissed.

05.05.2023
manisha

(MANJARI NEHRU KAUL)
JUDGE

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