

(102)

2023:PHHC:083627

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31545 of 2023

Date of Decision: July 04, 2023

Jarnail Kaur @ Jallo @ Jailo

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. L.S. Sekhon, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioner in case FIR No.35 dated 08.06.2023 registered under Sections 21 and 29 of NDPS Act, 1985 at Police Station Sherpur, District Sangrur.

Sixteen grams of heroin was recovered from co-accused Lucky Singh on 08.06.2023 on the basis of secret information. It was also disclosed that petitioner Jarnail Kaur @ Jallo @ Jailo was the supplier of the contraband.

Contention of ld. counsel for the petitioner is that no recovery was effected from the petitioner and that she was not arrested from the spot nor in any disclosure statement of the co-accused, she was named and that she is ready to join the investigation.

Notice of motion.

Mr. R.S. Khaira, DAG, Punjab, accepts notice on behalf of the respondent- State.

Learned State Counsel pointed out towards the order dated 15.06.2023 (Annexure P.2) passed by learned Judge, Special Court,

Sangrur whereby similar application of the petitioner was rejected wherein there is reference of as many as eight cases in which petitioner is involved. Out of those eight cases, six cases pertained to NDPS Act.

Having regard to the criminal antecedents of the petitioner, this Court is of the view that custodial interrogation of the petitioner may be required so as to unearth the source of contraband. As such, this Court is not inclined to grant the anticipatory bail.

Dismissed.

July 04, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No