

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

211

2023:PHHC:098986

CRM-M-35936-2023

Date of decision: 02.08.2023

BALDEV SINGH @ RAJA

..Petitioner

Versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Arvind Rajotia, Advocate
for the petitioner.

Mr. Anurag Bansal, AAG, Punjab.

ANIL KSHETARPAL, J(Oral)

1. This is the petitioner's 6th attempt to get the bail during the pendency of trial in a criminal case arising from FIR No.15, dated 06.12.2017, registered under Sections 21 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (hereinafter referred to as the '1985 Act') (lateron added Section 18 & 25 of the 1985 Act), at Police Station S.T.F. Phase-4, Mohali.

2. Not only the petitioner is a previous convict under the 1985 Act but his wife was also caught with 260 grams of heroin. The State of Punjab alleges that the petitioner is running a drug racket from the prison. It has been submitted that there are three more criminal cases pending against the petitioner under the 1985 Act.

3. The learned counsel representing the petitioner submits that the petitioner has suffered incarceration for more than 5 years.

4. On the other hand, the learned counsel representing the State of Punjab submits that out of 45 total prosecution witnesses proposed to be examined by the prosecution, depositions of 44 prosecution witness have

already been recorded. He submits that the 45th witness could not appear before the trial Court as he is not maintaining good health.

5. This Court has considered the submissions.
6. The trial of the case is at the fag end. In such circumstances, it is not considered appropriate to grant concession of bail particularly when the petitioner is stated to be involved in three more criminal cases under the 1985 Act.
7. Hence, dismissed.
8. All the pending miscellaneous applications, if any, are also disposed of.

August 02nd, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

:
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Yes/No
Yes/No