

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

CRM-M No.39180 of 2023 (O&M)

Date of Decision: 25.09.2023

Lakhwinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Vikas Gupta, Advocate for the petitioner.

Mr. Joginder Pal Ratra, Sr. DAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (*for short "Cr.P.C."*) seeking pre-arrest bail in FIR No.236 dated 29.12.2022 (P-1), under Section 21(C) of the Narcotic Drugs and Psychotropic Substances Act, 1985 (Section 29, NDPS Act added later on), registered at Police Station Sadar Tarn Taran, District Tarn Taran.

(2) Allegations are that co-accused Baljit Singh @ Bhola Singh was found in possession of 280 grams of *Heroin* (commercial) without any license, which was supplied by the petitioner for an amount of Rs.4.25 Lakh.

(3) At the time of hearing, learned State Counsel has produced a copy of order dated 19.09.2023, passed by learned Additional Chief Judicial Magistrate, Tarn Taran and the same is taken on record as Mark 'X'.

(4) The FIR was registered on 29.12.2022 and the learned Additional Chief Judicial Magistrate, Tarn Taran, after taking recourse to Section 82 of the

Code of Criminal Procedure, has declared the petitioner as a proclaimed offender.

- (5) Thus, in such a scenario, it is apparent that petitioner has no respect for law.
- (6) As a result thereof, there is no option except to dismiss the petition.
- (7) Ordered accordingly.
- (8) It is clarified that above observations may not be construed as an expression of opinion on the merits of the controversy in any manner.
- (9) Pending application(s), if any, shall also stand disposed off.

September 25th, 2023
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No