

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44619-2023
DECIDED ON: 14.09.2023

RAVINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. A.P.S. Sandhu, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 439 Cr.P.C., seeking regular bail to the petitioner in FIR No.0143 dated 25.08.2021, registered under Sections 21(c), 25 of NDPS Act, 1985 at Police Station Special Task Force, District SAS Nagar Mohali.
2. The earlier two petitions bearing No.CRM-M-45639-2022 & CRM-M-33421-2023 (Annexures P-4 & P-5 respectively) were withdrawn vide orders dated 13.03.2023 & 19.07.2023 respectively, once the Court was not convinced and since then no change of circumstances could be pointed out, which has been candidly admitted by the counsel for the petitioner and could not make out a case for hearing of the present petition at this stage i.e., within a period of less than two months from the last date of declining the bail. Added with the fact that the quantity recovered is heavy and commercial in nature i.e., 430 grams of heroin and the custody is only 2 years and 14 days apart from the fact that petitioner is a habitual offender, who is involved in two other cases of NDPS bearing No.FIR No.543 dated 29.10.2022,

registered under Section 21-B of NDPS Act and Sections 42, 52-A of Prison Act at Police Station Islamabad, Amritsar and FIR No.23 dated 30.01.2019, registered under Sections 22 of NDPS Act at Police Station Gharinda, Amritsar.

3. Considering the quantity recovered from the petitioner i.e., 430 grams of heroin, which is commercial in nature and he is a habitual offender, who does not deserve the concession of bail.

4. Hence, the petition being devoid of merits stands dismissed.

(SANDEEP MOUDGIL)
JUDGE

14.09.2023

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>