

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

CRM-M No.2808 of 2024
Date of decision: 19th January, 2024

Sanjeev Kumar @ Parva

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. K.L. Saini, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.355 dated 01.12.2023 under Sections 20, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Sadar Safidon, District Jind.

2. Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case in hand on the basis of a disclosure statement allegedly suffered by co-accused Rajesh alias Bulli, from whom recovery of 500 grams of Charas was effected. Learned counsel has asserted that the disclosure statement, on the basis of which he has been nominated as an accused, does not have much evidentiary value and still further, the recovery allegedly effected would fall within the intermediate quantity. He has, however, conceded that the petitioner has criminal antecedents as he was involved in another case under the

NDPS Act, though as per the counsel the said case was registered way back in the year 2020 and therein also, he had been falsely implicated on the basis of a disclosure statement allegedly made by co-accused.

3. I have heard learned counsel and perused the relevant material on record.

4. In the facts and circumstances as enumerated hereinabove, prima facie, the petitioner comes across as a habitual offender. This Court would, therefore, not be inclined to extend the extraordinary concession of anticipatory bail to the petitioner in the instant case.

5. The petition stands dismissed.

6. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

January 19, 2024
rps

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