

207

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13770-2024

Date of decision : 21.03.2024

Gursharan Singh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM: HON’BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Viraj Gandhi, Advocate for the petitioner.

Mr. Sandeep Singh Mann, Addl. A.G. Haryana.

SUVIR SEHGAL, J.(Oral)

1. This is the fifth petition filed under Section 439, Cr.P.C. seeking regular bail in FIR mentioned below:-

FIR No.	Dated	Police Station	Sections
159	04.06.2021	Sadar Fatehabad, District Fatehabad	18-B of the Narcotic Drugs and Psychotropic Substance Act, 1985

2. Previously, this petition was rejected by this Court on 03.08.2023 and the relevant extract of the order is reproduced as under:-

“A perusal of the custody certificate filed by the State shows that the petitioner has been convicted in as many as 5 cases under the NDPS Act and is facing trial in 7 cases under the NDPS Act. From his antecedents, it is apparent that the petitioner is a drug peddler and has been indulging in the nefarious activity for the last more than 2 decades. Release of such a person on bail would encourage him to go back to the same trade. Furthermore, petitioner has not

been able to show any change of circumstance after the dismissal of his previous petition by this Court by a detailed order passed on 11.04.2023.”

3. Learned State counsel has filed custody certificate dated 20.03.2024, which is taken on record. Its perusal shows even more shocking position. Petitioner is named in FIRs for offences under the NDPS Act, registered in the States of Punjab and Haryana, as also in Rajasthan and Jammu. This Court is therefore, inclined to accept the petition, which is hereby dismissed.

4. Noticing that the petitioner is in custody since June, 2021 and has been in detention for 33 months, trial Court is requested to make an endeavour and conclude the trial as expeditiously as possible.

5 It is clarified that nothing said herein above shall be construed to be an expression of opinion on the merits of the case.

(SUVIR SEHGAL)
JUDGE

21.03.2024
neeraj

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