



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

CRM-M No.26627 of 2024
Date of decision: 24th May, 2024

Kulwant Singh @ Kala

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kuldeep V. Singh, 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.57 dated 08.04.2024 under Sections 22, 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Special Task Force at Sector 79, District STF Wing, SAS Nagar, Mohali.

2. Learned counsel inter alia contends that the petitioner's innocence is evident from the fact that he was not named in the secret information which was received by the police; he came to be nominated as an accused on the basis of a disclosure statement allegedly suffered by co-accused Sukhdev Singh, from whom recovery of 1000 intoxicant tablets was affected. Learned counsel submits that the disclosure statement, on the basis of which he was arraigned as an accused, has very weak evidentiary value.



3. On a pointed query put to the learned counsel for the petitioner as to whether he is involved in any other criminal case, he has replied in the affirmative, however, he has asserted that the petitioner has been falsely implicated in various criminal cases including cases under the NDPS Act and Excise Act on account of some enmity with the local police.

4. I have heard learned counsel for the petitioner and perused the relevant material on record.

5. As per the disclosure statement allegedly suffered by co-accused Sukhdev Singh, the petitioner is a supplier of contraband, which was recovered from him pursuant to a secret information received by the police. Prima facie, the petitioner does come across as a habitual offender, which is apparent from his involvement in a number of cases under the NDPS Act.

6. In the fact and circumstances as enumerated hereinabove, the petition is dismissed. 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

May 24, 2024
rps

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